

JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
JANUARY SESSION OF 1967

EVANS PRINTING COMPANY, CONCORD, N. H.

Wednesday, January 4, 1967

The House met at 11:00 o'clock.

On the first Wednesday in January, the year of Our Lord, one thousand nine hundred and sixty-seven, being the day designated by the Constitution for the assembling of that body, the one hundred and fortieth General Court of the State of New Hampshire convened at the Capitol in the City of Concord, and the representatives elect were called to order by Francis W. Tolman, Clerk of the House for the preceding session.

Prayer was offered by House Chaplain Crouch.

Rep. Kenneth W. Chamberlain led the House in the Pledge of Allegiance to the Flag.

The Clerk called the roll and 389 members-elect having answered the roll the clerk declared a quorum present.

Rep. Ainley offered the following resolution:

RESOLUTION

Resolved that a committee of three be appointed by the Clerk to wait upon His Excellency the Governor and inform him that a quorum of the House is assembled and requests his attendance.

The resolution was adopted and the Clerk appointed Reps. Stephen Smith, Brungot and Leo Dion to wait upon His Excellency the Governor and inform him that a quorum of the House is assembled and requests his attendance.

RECESS

His Excellency, the Governor, having been informed that a quorum of the House was assembled, appeared, accompanied by the Honorable Council, and the following named ladies and gentlemen, having presented their credentials, were duly qualified by His Excellency as members of the House of Representatives by taking and subscribing to the oath of office agreeably to the provisions of the Constitution.

ROLL CALL

389

BELKNAP COUNTY: Urie, Piper, Joslyn, Randall, Guild, Watson, Roberts, George B., Chamberlain, Kenneth W., Sr., DeBlois, McCarthy, Dearborn, Normandin, Head, Prescott, Dulac, Lucien R., O'Shan, Foster.

CARROLL COUNTY: Howard, Davis, Esther M., Farrington, Roberts, Milburn F., Hayes, Remick, Davis, Dorothy W., Hickey, Chamberlain, Leslie M., Claflin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Forbes, Trowbridge, Yardley, Austin, Bussiere, McGinness, Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Dunhan, Hackler, MacFarlane, O'Neil, Keating, Tasoulas, Webster, Pollock, Saunders, Gutterson, Heald, Cleon E., MacKenzie, Smith, Robert A., Barker, Sheldon L., Moran, Pickett.

COOS COUNTY: Huggins, Marsh, Noyes, Bushey, Hunt, Manning, A. George, Drake, Sherman, Lloyd G., Taylor, O'Hara, Oleson, Dubey, Fortier, Sullivan, Desilets, Sheridan, York, Elmer H., Brungot, Lemire, Williams, Bouchard, Arthur A., Gagnon, Parent, Thurston, Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, McGee, Foss, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Cone, Manchester, Scott-Craig, Smith, Manson B., Beard, Putnam, Duhaime, Roger M., Dulac, Lucina A., Merrill, Whipple, Ellms, Morse, Plumer, Pryor, Bell, Smith, Stephen W., Sr., Bradley, Willey.

HILLSBOROUGH COUNTY: Edwards, Eaton, Sterling, Sawyer, Barnard, Bartlett, Knight, Vallee, Weillbrenner, Colburn, Marjorie D., Brown, Robert C., Peterson, Karnis, Fortin, Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Ferguson, Bragdon, Christie, Bridges, Brocklebank, Bouchard, Maurice L., Wallin, Barker, Helen A., Burnham, Cobleigh, Belcourt, LaPlante, Lesage, Drabinowicz, Mason, Reynolds, Desmarais, Marquis, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Aubut, Boisvert, Levesque, Dion, Robert A., Dubois, Lavallee, Bissonnette, Latour, Migneault, Bednar, Gallagher, Keenan, Keeney, Cares, Peabody, Cox, Wright, John W., Jr., Graf, Loxton, Wiggin, Ainley, Gordon, Charles F., Lang, Milne, Pettigrew, Soucy, Emile J., Ackerson, Barrett, Gardner,

William J., Mahony, Montplaisir, Bruton, Dion, Leo L., Duhaime, Armand L., Pratt, Cullity, McDermott, Welch, John L., Corey, Manning, Thomas E., Walsh, Edward J., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, LaFrance, LeClerc, Martel, Albina S., Bernier, Blanchard, Champagne, Chevrette, Delisle, Raiche, Derome, Walsh, Michael P., Belanger, Bergeron, Grady, Edward J., Sweeney, James A., Hurley, Martel, Albert A., Normand, Capistran, Levasseur, Nalette, Allard, Daniel, Lambert, Rousseau, Soucy, Charles A., Burke, Grady, Emmett J., McGrail, Vachon.

MERRIMACK COUNTY: Gay, Paul B., Sherman, Kenneth L., Bigelow, Maxwell, Gile, Reddy, Hanson, Cook, Enright, Gamache, Gordon, George E., Kersting, Stevens, Buatti, Mousseau, Kopperl, Thompson, Doris L., Kelley, Gilman, Kenney, Greeley, Laroche, Mattice, Bork, Thompson, Arthur E., Cate, York, Edward H., Davis, Alice, Henry, Call, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Andersen, Chris K., Howland, Peaslee, Sanders, Babineau, Fuller, Newell, Roby, Welch, Donald J., Rufo.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Stratton, Tarbell, Barron, Gelt, Morrill, Morrison, Peever, Sayer, Clark, Ernest D., White, George W., Sr., Palmer, Schwaner, Spollett, Cummings, Everett, Reed, Underwood, Goodrich, Sewall, Twardus, Barker, Nelson E., Collishaw, Eastman, Ferron, Junkins, Varrill, Hamel, Leslie, Cheney, George L., Barnes, Casassa, Ratoff, Shindledecker, Leavitt, Cibroski, Greene, McDonough, Weeks, Keefe, Maynard, McEachern, Archie D., Conlon, Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Osborn, Jameson, White, Julia H., Gerber, Ingraham, Bowlen, Rossley.

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Rolfe, Hartigan, Winkley, Rubins, Vickery, Beaudoin, St. Pierre, Brennan, Johnson, Harry S., Balomenos, Corriveau, Leighton, Nelson, Bernard, Guilmette, Mudgett, Murphy, Young, McQuade, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Logan, Mackintosh, Gaffney, Prudhomme, Angus, Campbell, Nahil, Spaulding, Barrows, Burrows,

D'Amante, Downing, Saggiotes, Wright, Herbert H., Frizzell, Galbraith, Merrifield, Williamson.

Rep. O'Neil nominated Rep. McMeekin for temporary presiding officer.

Rep. Stevenson seconded the nomination.

Rep. Angus moved that the nominations be closed and the Clerk be instructed to cast 1 ballot for Rep. McMeekin as temporary presiding officer.

The Clerk cast one ballot and Rep. McMeekin was elected temporary presiding officer.

(Rep. McMeekin in the Chair)

On motion of Rep. Bigelow the nominations for Speaker were in order.

Rep. Eaton nominated Rep. Peterson for Speaker, seconded by Reps. Weeks and Roger Smith.

Rep. Leo Dion nominated Rep. Pickett for Speaker.

Rep. Fortier seconded the nomination.

Rep. Belanger moved that the nominations for Speaker be closed.

Motion adopted.

Rep. Pickett moved that the Clerk cast 1 ballot for Rep. Peterson as Speaker.

Motion adopted.

The Clerk cast 1 ballot for Rep. Peterson as Speaker and Reps. Stevenson, Angus and Leo Dion escorted Speaker Peterson to the Rostrum.

(Speaker in the Chair)

Speaker Peterson thanked the House for electing him. The Speaker announced the appointment of Rep. Cobleigh as majority leader and Rep. Pickett as minority leader.

On motion of Rep. Pickett seconded by Rep. Corriveau the following were elected:

Francis W. Tolman of Nelson, Clerk; J. Milton Street of Sharon, Assistant Clerk; Lloyd E. Fogg of Milan, Sgt.-at-Arms;

Doorkeepers: Bertha E. Boutwell of Concord, Florence T. Gould of Wentworth, Randolph Milligan of Newbury, Herbert R. Richardson of Randolph and Mary T. Vey of Brentwood.

Rep. Bigelow offered the following resolution:

RESOLUTION

Resolved, that the Honorable Senate be informed that the House of Representatives has organized by the choice of Walter R. Peterson Jr., as Speaker, Francis W. Tolman as Clerk, J. Milton Street as Assistant Clerk, Lloyd E. Fogg as Sergeant-at-Arms and Bertha Boutwell, Florence M. Gould, Randolph Milligan, Herbert Richardson, and Mary T. Vey as Doorkeepers.

Resolution adopted by vv.

SENATE MESSAGE

The Senate has organized by the choice of Senator Stewart Lamprey as President, Benjamin F. Greer as Clerk, Wilmont White as Assistant Clerk, Ray Burton as Sergeant-at-Arms and Richard Odell as Doorkeeper.

JOINT CONVENTION RESOLUTION

Rep. Bigelow offered the following resolution:

Resolved, That the vote for Governor and Councilors, be referred to a committee consisting of one on the part of the Senate and two on the part of the House to compare and count the same and report thereon.

The resolution was adopted and the Chair appointed Senator Leonard, Dist. 13, Rep. Noyes and Rep. Stirling to the Committee.

* * *

Rep. Esther Davis offered the following resolution:

RESOLUTION

Resolved, that the Honorable Senate and House of Representatives are in Joint Convention for the purpose of canvassing

the votes for Governor and Councilors and for the election of a Secretary of State and a State Treasurer.

Resolution adopted by vv.

* * *

Rep. Pickett offered the following resolution:

RESOLUTION

Resolved, that the Honorable Secretary of State be requested to lay before the convention the returns of votes for Governor and Councilors.

The Resolution was adopted and

Robert L. Stark, Secretary of State, appeared before the joint convention and laid the returns of the votes for Governor and Councilors cast in the last General Election and the vote on the constitutional amendment questions, which were proclaimed by Governor John W. King on November 16, 1966, as follows:

FOR GOVERNOR

	King	Gregg	Taft
Belknap	5,662	6,444	27
Carroll	2,222	4,943	....
Cheshire	6,739	6,909	14
Coos	7,981	4,845	....
Grafton	7,071	9,159	201
Hillsborough	46,405	28,387	19
Merrimack	12,890	14,263	70
Rockingham	19,288	19,391	7
Strafford	12,226	8,489	112
Sullivan	5,398	4,429	11
Totals	125,882	107,259	461

John W. King having a plurality of all votes, was elected Governor.

FOR COUNCILORS

First District:

Philip A. Robertson, Conway, r	17,779
William A. Styles, Northumberland, d	16,396

Plurality for Robertson	1,383
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Second District:

Royal H. Edgerly, Rochester, r	26,864
Austin F. Quinney, Exeter, d	19,911

Plurality for Edgerly	6,953
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Third District:

Emile Simard, Manchester, d	25,182
Edward H. Cullen, Manchester, r	20,859

Plurality for Simard	4,323
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Fourth District:

Fred Fletcher, Milford, r	27,444
Robert L. Mallatt, Jr., Keene, d	23,208

Plurality for Fletcher	4,236
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Fifth District:

James H. Hayes, Concord, r	26,541
Robert J. Morin, Franklin, d	14,657

Plurality for Hayes	11,884
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CONSTITUTIONAL QUESTIONS

1. Are you in favor of protecting the Supreme Court and the Superior Court from possible political interference by establishing them as constitutional courts?

Yes 144,828 No 26,162

2. Are you in favor of limiting the constitutional right to a roll call on any question in each house of the legislature to a member whose motion therefor has been duly seconded?

Yes 112,425 No 45,903

3. Are you in favor of an amendment (a) forbidding the legislature to change the charter or form of government of any

particular city or town without the approval of the voters thereof, and (b) allowing the legislature by general law to authorize cities and towns to adopt or amend their charters or form of government in any way not in conflict with general law, such charters or amendments to be effective only upon the approval of the voters of each city or town?

Yes 118,596 No 45,369

4. Are you in favor of the proposed amendment to Article 29 reducing the residence requirement for a state senator (and also a councilor) from seven to four years?

Yes 98,610 No 69,663

5. Are you in favor of amending the Constitution to clarify and reinforce the executive powers of the governor by providing that he shall be vested with the executive power, shall be responsible for faithful execution of the laws and may by appropriate legal action enforce constitutional and legislative mandates within the executive branch?

Yes 107,626 No 47,013

6. Are you in favor of an amendment guaranteeing to any person held to answer in any crime or offense punishable by deprivation of liberty, the right to counsel at the expense of the state if need is shown, which right he may waive only after the matter has been thoroughly explained by the court?

Yes 122,543 No 39,835

7. Are you in favor of an amendment limiting the power of the Governor and Council to remove any commissioned officer upon the address of both houses of the legislature to instances where reasonable cause exists, stated fully and substantially in the address, which cause shall not be sufficient ground for impeachment, and provided that no officer shall be so removed unless he shall have had an opportunity to be heard in his defense by a joint committee of both houses?

Yes 119,640 No 35,304

8. Do you favor having the legislature meet in two annual sessions with a total limit of ninety days but no limit on time of adjournment?

Yes 109,487 No 53,792

* * *

Rep. Pickett offered the following resolution:

RESOLUTION

Resolved, That a committee of eight be appointed by the Chair to wait upon the Honorable John W. King and inform him officially of his election as Governor of the State of New Hampshire.

Resolution adopted by vv.

The Chair appointed Senator Riley of District 14, Reps. Normandin, Fortier, Cullity, LaTour, Ackerson, Belanger, and Dearborn.

* * *

Rep. Rich offered the following resolution:

RESOLUTION

Resolved, That a committee of six be appointed by the Chair to wait upon the Honorable Councilors: Philip A. Robertson, Royal H. Edgerly, Emile Simard, Fred Fletcher and James H. Hayes and inform them officially of their election to the Honorable Council.

Resolution adopted by vv.

The Chair appointed Senator Gauthier of Dist. 16, Reps. Willey, Bigelow, Warren, McDonough and Greene.

* * *

Rep. Stevenson offered the following resolution:

RESOLUTION

Resolved, That the Convention proceed with the election of a Secretary of State.

Resolution adopted by vv.

* * *

Rep. O'Neil nominated Robert L. Stark for Secretary of State and the nomination was seconded by Senator Tufts of Dist. 23.

On motion of Rep. Angus the Clerk cast one ballot for Robert L. Stark and he was declared elected.

* * *

Rep. Ciborowski offered the following resolution:

RESOLUTION

Resolved, That the Convention proceed with the election of a State Treasurer.

Resolution adopted by vv.

* * *

Rep. Stephen Smith Sr. nominated Robert W. Flanders for Treasurer and the nomination was seconded by Senator Gardner of Dist. 6.

On motion of Rep. Call the Clerk cast one ballot for Robert W. Flanders and he was declared elected.

* * *

On motion of Senator English, District No. 11 the Convention rose.

HOUSE

Rep. Weeks offered the following resolution:

RESOLUTION

Resolved, That the Speaker of the House be authorized to appoint one custodian of mails and supplies, one warden of the coat room, one assistant warden of the coat room, one library messenger, one telephone messenger, five pages and one page to the Speaker and in addition thereto that the Speaker be authorized to appoint such other messengers and pages as may be necessary.

Resolution adopted by vv.

Rep. Peever offered the following resolution:

Resolved, That the Clerk, with the approval of the Speaker, may employ such stenographic and other clerical assistance as he may deem necessary.

Resolution adopted by vv.

* * *

Rep. O'Neil offered the following resolution:

RESOLUTION

Resolved, That a committee of ten members, one from each county, be appointed by the Chair to select some suitable person to act as Chaplain during the present session of the legislature and report such selection to the House for consideration.

Resolution adopted by vv and Committee appointed as follows:

Reps. Bingham, Frizzell, Farrington, Collishaw, Richardson, Trowbridge, Williams, Scott-Craig, Albina Martel, Lucien Dulac.

RECESS

Rep. Berry offered the following resolution:

RESOLUTION

Resolved, That a committee of four be appointed by the Speaker to assist the Clerk in providing as soon as possible 1,500 paper bound copies of the Legislative Manual in substantially the same form and binding as that of 1965.

Resolution adopted by vv and the following Committee was appointed:

Reps. McMeekin, Jennie Bennett, McGinness and Maurice Cummings.

* * *

Reps. Cobleigh and Pickett offered the following resolution:

RESOLUTION

Resolved, That all action taken at all sessions of the House of Representatives be recorded through the public address system on tape, said tapes to be used by the House and the Clerk, within three legislative days, to confirm and correct the permanent Journal. The permanent Journal as thus prepared by the Clerk or as corrected by the House shall be the official record of the House, and be it further

Resolved, That the Committee on the Journal be authorized to examine the permanent Journal of the last day of the session, as prepared by the Clerk, and make corrections of the same.

Resolutions adopted by vv.

* * *

Rep. McFarlane offered the following resolution:

RESOLUTION

Resolved, That the Speaker appoint a committee of three to assign seats to the members.

Rep. Maloomian offered the following amendment:

Amend the above resolution by striking out the word, three, and inserting in place thereof the word, five, so that said resolution shall read as follows:

Resolved, That the Speaker appoint a committee of five to assign seats to the members.

Motion lost by vv.

The Resolution was adopted and the following committee was appointed: Reps. Stafford, Cobleigh and Leo Dion.

* * *

Rep. Weeks offered the following resolution:

RESOLUTION

Resolved, That the Speaker be authorized to appoint a committee of three to procure and assign suitable hearing rooms for various committees of the House.

Resolution adopted by vv and the following committee was appointed: Reps. Bigelow, Stevens and Belanger.

Rep. McMeekin offered the following resolution:

RESOLUTION

Resolved, That the Sergeant-at-Arms of the House be instructed to procure and furnish to each member of the House and officers thereof, during the days when the House is in session, one daily newspaper published in the state, each member and officer to choose the paper he desires to have and indicate the same to the Sergeant-at-Arms forthwith.

Resolution adopted by vv.

* * *

Reps. Cobleigh and Pickett offered the following Concurrent Resolution No. 1:

Resolved, by the House of Representatives, the Senate concurring:

That the Speaker of the House of Representatives and the President of the Senate be and hereby are, authorized to take over immediately such rooms in the state house or annex as may be necessary for the use of said House of Representatives and Senate for any legislative purposes.

Concurrent resolution adopted by vv.

* * *

Rep. Eaton offered the following resolution:

RESOLUTION

Resolved, that the Speaker may employ such professional assistants and consultants as may be deemed necessary and, with the approval of the Appropriations committee, fix their compensation.

Resolution adopted by vv.

In answer to inquiry by Rep. Newell, Rep. Eaton explained the resolution.

* * *

Rep. Reddy offered the following resolution:

RESOLUTION

Resolved, That the salary of the members of the House of Representatives be so divided that any member may receive one-fourth of his salary monthly for the first three months, the balance to be paid at the adjournment of the session, and be it further

Resolved, That mileage of members of the House of Representatives be paid every two weeks during the session.

Resolution adopted by vv.

RECESS

Rep. Howard offered the following resolution:

RESOLUTION

Resolved, That the Clerk of the House be instructed to procure 1500 copies of a pamphlet containing membership of standing committees.

Resolution adopted by vv.

* * *

Rep. Urie offered the following resolution:

RESOLUTION

Resolved, That the following policy be established for the distribution of House Journals, bills and joint resolutions to legislative agents, corporations and other persons, except the members of the General Court and state departments:

1. Every citizen is entitled to one copy of any publication free of charge at the legislative counter or to have the same mailed to him free of charge upon individual request for such one copy.

2. Persons requesting copies of all publications delivered complete for the entire session will be charged a fee sufficient to cover postage, envelopes and handling. Such fees may be pro rated where service is received for portions of the session only. All fees will be payable in advance.

3. All fees charged hereunder shall be fixed by the Sergeant-at-Arms with the approval of the Speaker and shall be collected by the Sergeant-at-Arms and paid in to the state treasury and credited to the legislative appropriation. Any house attache who works overtime to furnish any of the services hereunder shall be allowed such additional sum for his overtime services as the Appropriations Committee shall deem fair and reasonable.

Resolution adopted by vv.

Rep. Palmer offered the following resolution:

RESOLUTION

Resolved by the House of Representatives that the Speaker of the House be directed to appoint three members of the House to act as a screening committee to determine what documents and papers of a general and miscellaneous nature shall be distributed to the members of the House.

Resolution adopted by vv and the following committee was appointed: Reps. Plumer, Steven Smith Sr. and Scott-Craig.

* * *

Rep. Brungot offered the following resolution:

Resolved, That the rules regarding smoking from 11 to 12 noon during the sessions of the House which were observed during previous sessions be in force for this session.

Resolution adopted by vv.

* * *

Reps. Pickett, and Stevenson offered the following resolution:

Resolved, that the rules of the House of Representatives, as distributed in the seat pockets of the members this morning, be adopted as the rules of this present session.

Rep. Newell offered the following amendment:

Amend the resolution by adding the following words:

Provided that amendments to the Rules may be presented for consideration at any time during the next 4 legislative days,

and adopted by a majority vote. Reps. Stevenson, Brungot, Angus, Cobleigh and Pickett spoke against the amendment. Reps. Emil Soucy, Healy, Stevenson, Cobleigh and Bednar spoke in favor of the amendment.

PARLIAMENTARY INQUIRY

Rep. Healey inquired of the Chair as to whether the change in the Rules in the form of a Resolution, after the Rules had been finally adopted, would require a majority vote or a 2/3 rds vote of the members present.

SPEAKER'S RULING

The Chair ruled that after the Rules were finally adopted, a change in the Rules in the form of a resolution, would require a two-thirds vote of the members present and voting.

Amendment adopted by vv.

Resolution adopted by vv.

* * *

Reps. Stevenson and Pickett offered the following resolution:

CONCURRENT RESOLUTION NO. 2

Resolved, by the House of Representatives, the Senate concurring: that the Joint Rules of the 1965 session, as distributed in the seat pockets of the members this morning, be adopted as the Joint Rules of the Senate and House for this session.

Rep. Newell offered the following amendment:

Amend the resolution by adding the following words:

Provided that amendments to the Joint Rules may be presented for consideration at any time during the next 4 legislative days and adopted by a majority vote.

Amendment adopted by vv.

Concurrent resolution, as amended adopted by vv.

LEAVES OF ABSENCE

Reps. Colbath, Stuart Allen, Maurice Cummings and Hoar were granted leave of absence for Wednesday and Thursday on account of illness.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

CONCURRENT RESOLUTION NO. 1

Relating to committee rooms.

RESOLUTIONS

Rep. Pickett offered the following resolutions:

Whereas, John J. Kearns, long-time Representative from the city of Manchester, is ill in Exeter Hospital, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened this fourth day of January, 1967, hereby express our sorrow for our former fellow-member in his illness and extend our very best wishes for a speedy recovery to health, and be it further

Resolved, That the Clerk of the House transmit a copy of these resolutions to former Representative Kearns.

Resolutions adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

On motion of Rep. Gile the House adjourned at 2:45 P.M.

Thursday, January 5, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain William Crouch.

PLEDGE OF ALLEGIANCE

Rep. Spollett led the Convention in the Pledge of Allegiance to the Flag.

On motion of Senator Buchanan of District 12 the Convention rose.

HOUSE LEAVES OF ABSENCE

Reps. Blanchette and Ernest Clark were granted leave of absence for the day on account of illness.

Rep. Roger M. Duhaime was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 1

to correct certain errors resulting from the changes in the apportionment of representatives and senators. (Stevenson of Grafton Dist. 1 — To Executive Departments and Administration)

HB 2

to exempt motor vehicles of the pleasure-car type owned by persons over seventy-five from registration fees. (Burnham of Hillsborough Dist. 15 — To Transportation)

HB 3

relative to payment of dues and expenses of members of New Hampshire School Board Association. (O'Neil of Cheshire Dist. 12 — To Education)

HB 4

to fix the place of filing declarations of candidacy for members of house of representatives in primary elections. (Stevenson of Grafton Dist. 1 — To Executive Departments and Administration)

HB 5

ratifying the compact for education. (O'Neil of Cheshire Dist. 12 — to Education)

HB 6

providing for the opening of each school day with a period of silent meditation. (Cobleigh of Hillsborough Dist. 15 — To Judiciary)

HB 7

providing for a vocational-technical institute in the Nashua area. (Cobleigh of Hillsborough Dist. 15 — to Education)

HB 8

relative to appropriations for county extension agents. (Underwood of Rockingham Dist. 12, Berry of Strafford Dist. 3, Noyes of Coos Dist. 1 — To Appropriations)

HB 9

relative to publication of abstracts of annual returns of business corporations and relative to delinquent corporations. (Bigelow of Merrimack Dist. 3 — To Judiciary)

HB 10

relative to foreign corporations. (Brungot of Coos Dist. 8 — To Judiciary)

HB 11

relative to bound copies of county reports. (Rufo of Merrimack Dist. 28 — To Municipal and County Government)

HB 12

relative to traffic in motor vehicles with changed identification numbers and reports of unclaimed motor vehicles. (Smith of Grafton Dist. 18 — To Judiciary)

HB 13

to establish a vocational-technical institute in the Nashua-Hudson area. (Bednar of Hillsborough Dist. 23 — to Education)

HB 14

authorizing the director of fish and game to promulgate regulations governing taking wild animals and wild birds. (Hoar of Rockingham Dist. 13 — To Fish and Game)

HB 15

relative to rules and regulations of state departments and agencies and filing thereof. (Newell of Merrimack Dist. 26 — To Judiciary)

HB 16

repealing certain provisions relative to use of spinners, taking of fresh water smelt, bag limit on pickerel. (Hoar of Rockingham Dist. 13 — To Fish and Game)

HB 17

relative to method of display of a fish and game license. (Hoar of Rockingham Dist. 13 — To Fish and Game.)

HB 18

relative to conflicting rules and regulations between state and local agencies. (Newell of Merrimack Dist. 26 — To Executive Departments and Administration)

HB 19

relative to distribution of primary ballots. (Smith of Grafton Dist. 18 — To Executive Departments and Administration)

HB 20

relative to construction of dams which may prevent the free passage of fish. (Hoar of Rockingham Dist. 13 — To Fish and Game)

HB 21

relative to killing dogs found pursuing or killing game animals. (Fuller of Merrimack Dist. 26 — To Fish and Game)

HB 22

to authorize nursing care at the Soldiers' Home. (Welch of Merrimack Dist. 27 and Duhaime of Hillsborough Dist. 29 — To Military and Veterans' Affairs)

HB 23

to authorize the hiring of nurses at the New Hampshire Soldiers' Home. (Welch of Merrimack Dist. 27 and Duhaime of Hillsborough Dist. 29 — To Military and Veterans' Affairs)

HB 24

to provide additional retirement to retired members of the policemen's retirement system. (Rufo of Merrimack Dist. 28 — To Appropriations)

HB 25

appropriating funds for equipment for secretary of state. (O'Neil of Cheshire Dist. 12 — Appropriations)

HB 26

to increase the salaries of the deputy superintendent of the state industrial school and deputy warden of state prison. (Peever of Rockingham Dist. 7 — To Executive Departments and Administration)

HB 27

requiring special fish stamp for taking trout and salmon. (Henry of Merrimack Dist. 22 — To Fish and Game)

HB 28

permitting freedom of access to public records and proceedings. (Bednar of Hillsborough Dist. 23 — To Judiciary)

HB 29

relating to the employment of members of the general court at a racing plant or by the racing commission. (Christie of Hillsborough Dist. 12 — To Judiciary)

HB 30

increasing the salary of the Merrimack county treasurer. (York of Merrimack Dist. 20 and Rufo of Merrimack Dist. 28 — To Merrimack County Delegation)

HB 31

increasing fees for registration of pharmacies and pharmacists. (Stafford, Belknap Dist. 6 — To Public Health)

HB 32

increasing the authorized debt limit of Hanover School District. (Scott-Craig, Manchester and Cone of Grafton Dist. 9 — To Municipal and County Government)

HB 33

relative to requirements for dredging lands near public waters and near certain private marshes. (Urie of Belknap Dist. 1 and Junkins of Rockingham Dist. 16 — To Resources, Recreation and Development)

HB 34

providing that general laws shall take precedence over inconsistent savings bank charter provisions. (Cox of Hillsborough Dist. 25 — To Banks)

HB 35

relative to verification of savings deposit accounts and due books of shareholders. (Reddy of Merrimack Dist. 5 — To Banks)

HB 36

providing that educational loans be subject to the small loans statute. (Reddy of Merrimack Dist. 5 — To Banks)

HB 37

providing that by agreement examination of a banking institution may be made by the bank commissioner. (Reddy of Merrimack Dist. 5 — To Banks)

HB 38

to close certain retail stores up to noon on Memorial Day and Veterans Day. (Belcourt of Hillsborough Dist. 16 — To Judiciary)

HB 39

relative to the form of ballots for biennial elections. (Hamel of Rockingham Dist. 17 and Brungot of Coos Dist. 8 — To Judiciary)

HB 40

changing the name of the town of Waterville to Waterville Valley. (Willey of Grafton Dist. 19 — To Municipal and County Government)

HB 41

relative to abandoned private boats. (Willey of Grafton Dist. 19 — To Resources, Recreation and Development)

HB 42

to provide that the chairman of the Commission on Inter-

state Cooperation be elected. (Ainley of Hillsborough Dist. 27 — to Judiciary)

HB 43

relative to the sale of sweepstakes tickets. (Roberts of Carroll Dist. 2 — To Executive Departments and Administration)

HB 44

relative to open season for taking black bear. (Henry of Merrimack Dist. 22 — To Fish and Game)

HB 45

prohibiting the taking of wild turkeys. (Henry of Merrimack Dist. 22 — To Fish and Game)

HB 46

providing for the joinder of this state in the Pest Control Compact. (Normandin of Belknap Dist. 9 — To Agriculture)

HB 47

to require a motor vehicle driver education program in the secondary schools. (Hamel of Rockingham Dist. 17 — To Education)

HB 48

to correct the spelling of Tenney Mountain Highway. (Smith of Grafton Dist. 18 — To Public Works)

HB 49

relative to technical institutes and vocational-technical institutes. (Prescott of Belknap Dist. 10 — To Education)

HB 50

relative to measuring speed of motor vehicles by radar. (Marcotte of Strafford Dist. 5 — To Transportation)

HJR 1

in favor of Mount Washington Observatory. (Smith of Merrimack Dist. 24 — To Appropriations)

HJR 2

providing additional funds for the department of safety. (Angus of Sullivan Dist. 4 — To Appropriations)

HJR 3

providing supplemental appropriation for school building aid. (Weeks of Rockingham Dist. 23 — To Appropriations)

HJR 4

relative to school building aid for the town of Alton.
(Chamberlain of Belknap Dist. 7 — To Education)

* * *

RESOLUTION

Rep. Hayes offered the following resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in Joint Convention at 11:45 o'clock for the purpose of receiving His Excellency, the Governor, and to hear any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

* * *

Resolution adopted by vv.

QUALIFIED

Rep. Hanson appeared before Governor King and was sworn in as Representative from Bow.

SENATE MESSAGE

The Senate has passed the following resolution, in the passage of which it asks the concurrence of the House of Representatives:

Resolved that the Senate is ready to meet with the House of Representatives in Joint Convention at 11:45 o'clock for the purpose of receiving his Excellency the Governor and to hear any communication he may be pleased to make, and for transaction of such other business as may properly come before such convention.

JOINT CONVENTION

Senator Riley from the 14th District offered the following report:

The Joint Committee appointed to wait upon Honorable John W. King and inform him officially of his election as Governor of the State of New Hampshire reports that it has at-

tended to its duty; that the Governor-elect has accepted the said office and will meet the Senate and House of Representatives in Convention at the earliest convenient time to take the oath of office and make such communication as may properly come before such convention.

* * *

The report was accepted.

Senator Gauthier from the 16th District offered the following report:

The Joint Committee appointed to wait upon Philip A. Robertson, Royal H. Edgerly, Emile Simard, Fred Fletcher and James H. Hayes to inform them officially of their election to the Honorable Council, reports that it has attended to its duties, and that all of the gentlemen named have accepted the office, except Emile Simard.

The report was accepted.

INAUGURATION

The Governor-elect and the Councilors-elect entered the House.

The Invocation was offered by Most Reverend Ernest J. Primeau, S.T.D., Bishop of Manchester.

The President of the Senate, Stewart Lamprey, administered the oath of office to His Excellency, the Governor, John W. King, and proclaimed Mr. King Governor, and presented him with a copy of the state constitution.

His Excellency, the Governor, then administered the oath of office to the Honorable Councilors.

A Thanksgiving prayer was then offered by Rabbi Samuel Umen, Temple Adath Yeshurun of Manchester.

The Governor then delivered his inaugural address as follows:

INAUGURAL ADDRESS

Mr. Speaker: Mr. President, Mr. Chief Justice, Honorable Members of the Governor's Council, the General Court and my fellow citizens:

To take the oath of office as Governor of the State of New Hampshire for the third time is an unprecedented privilege and I am deeply and humbly conscious of the history that we write today.

I am grateful to the people of New Hampshire for this rare privilege and I sincerely pray that with God's help I can be worthy of the trust in me. I pledge my every effort toward that objective.

I would take this opportunity to sincerely congratulate you ladies and gentlemen who have been elected to serve the people of New Hampshire in the General Court, especially those who are here for the first time. This can be one of the richly rewarding experiences of your lifetime and I urge each of you to give generously of yourself in the exercise of the honor that has been accorded you.

This new year of 1967 finds the State of New Hampshire in generally excellent condition. We are blessed with almost full employment, wage levels are rising, our economy is flourishing and our population is increasing. We are in a period of unprecedented and dynamic growth.

Our common duty is to do what is necessary to sustain the momentum of that forward thrust.

We are faced with great challenges — challenges which you and I must face up to and meet squarely if we are to be worthy of the trust placed in us.

First and foremost we have the challenge of education. I place that first because the future growth of this state is dependent on the quality of education it provides today's youth.

In the field of higher education our state university at Durham and our state colleges at Keene and Plymouth are nearing the peak of an explosive expansion to accommodate the ever increasing numbers of students seeking admission to these institutions.

To meet this challenge a substantial increase in the state appropriation to higher education will be necessary. In my budget message next month I shall recommend that we return to the mill tax formula at a revised rate in order to provide a predictable appropriation for higher education based on the natural growth of the state's economy.

There has been talk in some quarters of placing our university system on a line item budget status. I am vigorously opposed to such a move. At the same time I can understand the desire of some members of the legislature who seek more detailed knowledge of how higher education expends its funds. It is a reasonable request and university trustees and administration officials have assured us that those details will be provided this session of the legislature.

In other fields of education our tremendously successful vocational technical educational system must be expanded still further to meet the ever increasing demands of new and expanding industries. We shall have to provide funds for the staffing of new schools now under construction at Claremont and Laconia and I am recommending the construction of a new technical institute in the city of Nashua.

I shall recommend the construction of a junior college as a beginning of a program that hopefully will find a junior college in every area of the state in the years to come. Such a system will provide the opportunity for a college education for every high school graduate who wants to avail himself of it.

I shall also recommend a state scholarship program in conjunction with what is popularly known as the "Dollars for Scholars" program. This could result in help for thousands of students who desire to further their education but cannot do so because of a lack of funds.

We must have substantial increases in the state appropriation for foundation aid and school building aid and these will be recommended to you in my budget.

And finally in the field of education we must bend every effort to establish a state minimum salary for teachers. This is just common sense. In the past ten years the people of New Hampshire have spent over sixty million dollars on the construction of new schools. But bricks and mortar do not provide a child's education. It is the teacher. Teachers' salaries in New Hampshire are substantially below the standards of our sister states and it's time we realistically faced up to the problem and did something about it.

Needless to say to meet these challenges in education are going to require substantial sums of money. But this is money invested in the future well being of this state and the question

is not "can we afford to do these things"? The question is "can we afford not to do them"?

Our second great challenge lies in the field of health and welfare.

In this field, as in all others, these are changing times and change we must.

In our generation we have seen the concept of welfare change from one of dole to one of dignity.

Today's emphasis is focused on the attempt to get long time welfare recipients off the relief rolls — to provide them in some instances with training or education that will allow them to become self-supporting. A similar emphasis is being placed on trying to prevent families from becoming welfare cases by the wise and judicious use of social services.

This means a better coordination of the various social agencies that serve these people. An excellent example of this is the new community service center in the City of Berlin which opened three weeks ago. In this center under one roof there is housed in modern offices the Division of Welfare, Vocational Rehabilitation, a Mental Hygiene Clinic, the Division of Alcoholism, and Public Health Nursing. Thus in one structure we have a unified and coordinated unit for dealing with social welfare problems. This concept should be applied to other cities in the state as rapidly as possible.

This session of the General Court must deal with another concept in the field of health services to our people. Up until now government concerned itself with providing health services to people on welfare and certain categories of the elderly. Now under the provisions of the so-called Medicare Act we must begin to concern ourselves with providing health services to those families who are not on welfare but whose income is so low that they cannot afford proper medical services. These people are called the "medically indigent". They need help and I shall request that this legislative session recognize this need and enact the beginning of such a program that will be expanded in future years.

We shall have to deal with still another new concept in the social welfare field and it too comes about as a result of the Medicare Act. For years the state has been paying less than

customary rates to doctors, hospitals, nursing homes and pharmacies for services rendered to patients on state welfare. The Federal Government has in effect ordered us to cease this practice and pay for medical services to welfare patients at the same rate that doctors and hospitals and nursing homes charge regular patients. In my view it is a just demand. This will increase our welfare costs but it is something we have to face up to. We cannot in good conscience justify the practice of the state insisting that doctors and hospitals care for state patients at cut rate fees and I shall recommend legislation to this end.

In the field of mental health up to now the various elements of New Hampshire's mental health program have been providing important services to the mentally handicapped citizens of our state. These elements include the New Hampshire Hospital, Laconia State School, New Hampshire Child Guidance Clinic and the Community Mental Health Clinics. There have existed however many gaps in a program of services for the prevention of mental illness and mental retardation and the treatment and rehabilitation of the mentally handicapped. At the same time, unfortunately, there has been all too little evidence that the elements of our state mental health program have worked together in a coordinated fashion to provide the patient the most meaningful and effective service. Effective communication between these elements has been lacking.

Now that our mental health "defenses" have been shored up over the past few months through additional professional and administrative personnel and through increased state funds, particularly for the community mental health program, our efforts must now be concentrated toward filling the gaps, avoiding duplication and tying all the mental health elements together to provide for continuity of care.

Our fifteen community mental health clinics are doing an excellent job in the early detection and treatment of mental health problems. Many times this results in keeping the family together, in short term treatment, in maintaining the breadwinner as a productive tax paying citizen and in preventing an added burden to the public for his care in an institution and welfare assistance for his family. We must do what we can to strengthen these community clinics for they are the key to the future in the mental health field and I shall recommend a substantial increase in the state's appropriation to them.

We have other problems with which we must be concerned.

Two years ago in the interests of economy the legislature ordered our Parks Department to operate completely within its revenues to the recreation fund.

In order to comply with this mandate the Parks Department was forced to substantially increase its fees to the public and at one point faced a crisis that threatened the closure of the parks for lack of operating money.

New Hampshire citizens have a right to enjoy these fine facilities at a reasonable rate. They are a great source of family recreation and we are defeating their purpose if we price their use beyond the reach of the ordinary family.

In order that we might keep fees at a reasonable price and adequately maintain the physical plant of the parks I shall recommend that the general fund assume responsibility for all debt service for either past or future bond authorizations for parks. Park income then can provide for all administrative and operating expenses.

I shall recommend the creation of three new business supervisor positions in the Department of Administration and Control.

Two years ago at my suggestion the legislature provided increased funds that would permit a post audit of all state agencies every two years.

When these audits are completed it falls upon the Department of Administration and Control to follow through with the corrective measures recommended by the audit.

Although substantial progress has been made the heavy workload of the business supervisors limits their effectiveness in this all-important follow-up task. Too frequently the time of these key staff members must be devoted to correction of agency mismanagement rather than in the development of efficiencies in state government.

Furthermore the size and complexity of state government has grown to a point where these positions are absolutely necessary if we are going to produce the efficiencies that all of us desire.

I shall recommend a cost of living salary increase for state employees. Two years ago we provided the most substantial pay raise in history for our state family of employees. By so doing we decreased a high rate of turnover in state personnel by 40%. But the rapidly escalating inflation of the past 18 months has already eroded some of the increase of two years ago. Furthermore, an increase is necessary in order to place New Hampshire in a competitive position in the recruitment of key professional positions.

In the field of water pollution I am prepared to recommend the full implementation of the grant funds recommended by the Water Pollution Commission. This will be three times the present state contribution and will maintain New Hampshire's outstanding leadership in this all-important field.

In this connection I am proud and pleased to announce that a member of your body, Representative Thomas Urie of New Hampton has been declared National Winner of the Legislative Conservationist of the Year Award by the Natural Wildlife Federation for his tireless efforts to clean up our rivers and streams. This is a competitive award involving every one of the fifty states, and Representative Urie has brought distinction to the State of New Hampshire in capturing this high honor which he so richly deserves.

I will lend my support to a special bill in the legislature seeking a reorganization and expansion of our State Labor Department to provide better service to all concerned in the implementation of our state labor laws. For too long the department has been understaffed and overworked, and corrective measures are a genuine need.

I will seek the enactment of legislation that will give the Governor and Council the power to review the rules and regulations governing the disposition of unemployment compensation benefits. There have been many evidences over the past year of denials of unemployment compensation benefits because of overly harsh regulations established by the department itself. I propose that the Governor and Council who must be responsive to the electorate be given the power to review these regulations in the public interest.

I shall recommend the creation of the position of Capital Budget Coordinator.

All too frequently there is too great a time gap between legislative approval of the capital budget and the actual construction of the approved projects. With construction costs increasing with each passing year, this delay can be very costly. There is an urgent need for a capital budget coordinator who can work with the agency involved, with the Department of Public Works, and with the architects and contractors to pull all the strings together and expedite construction at the earliest possible moment.

Such a coordinator would also be of great value to the Governor and Council who all too frequently find themselves approving contracts for construction without an in-depth knowledge of all the factors involved.

I shall support special legislation to provide nursing care at our Soldiers' Home in Tilton. An urgent need for such care exists at this institution, and the need should be met.

I shall again recommend to you an expansion of the sales outlets for sweepstakes tickets so that our out-of-state visitors may purchase tickets more easily.

In the field of economic development, the continued growth of business enterprise within the state is essential to provide employment opportunity for an expanding population, to the support of public services, to provide a better standard of living for those citizens who are disadvantaged. New Hampshire must maintain a competitive position among the other states of the nation if this growth is to continue.

At the national level the Small Business Administration has dynamic programs to assist us in attaining these objectives. The state should be a vital partner in these programs.

Accordingly, I shall call upon the Industrial Development Authority to re-examine the state's industrial development legislation with view to recommending revisions whereby the state can more fully participate in these economic development programs.

There is another new area of economic development which holds great promise if we act to enter it now. Experts in the field agree that within a few years ocean research will be as big as space research is today. But, unlike space research, ocean research will have immediate practical applications which could spur industrial and commercial development.

Recognizing this potential, I joined with the Governor of Maine last year in setting up a Maine-New Hampshire Commission on Oceanography. We are fortunate to have some of the leading oceanographic experts in the nation within our two states, and the resources of the states in this field complement each other very well. Moreover, the idea of a bi-state effort has met with an enthusiastic reception among the Washington agencies which deal with oceanography.

I shall introduce legislation to establish the bi-state commission on oceanography on a permanent basis. Similar action is being taken in Maine. Your favorable action will yield infinite rewards for the people of New Hampshire.

We have a definite need for greater protection for the New Hampshire consumer, and I shall recommend legislation with that objective.

I shall recommend the creation of a consumer counsel in the office of the attorney general who shall concern himself with unscrupulous business practices. People in this state who are the victims of such practices have no one to turn to at the present time, and it is a needed office.

At my suggestion the state banking department is sponsoring three bills for further consumer protection.

The first bill seeks to license all home repair contractors and salesmen. There have been a number of abuses in the past year in New Hampshire since the State of Maine passed a home repair financing law. Apparently many of the "smart salesmen", so to speak, put out of work in Maine have moved into northern New Hampshire. The proposed legislation would limit the activities of these "fly by night" individuals and curb credit service charges; it would also provide the consumer with a grace period to cancel the contract if he felt he might have signed under high pressure. Under terms of the legislation the banking department would finance its activities by license fees paid by the contractors.

The second bill in this area would give the banking department greater authority in the field of second mortgage loans. This law would prohibit unfair and misleading advertising regarding secondary mortgages; it would require second mortgage lenders to be licensed with the banking department

and would reduce the present rate limit of 18% to 15%. I am convinced that the bill would fill a void in the banking law and bring many unscrupulous practices within the jurisdiction of the banking department.

The third bill in this field would license television repairmen. It would also create an advisory board to investigate complaints concerning unscrupulous practices. Many of our sister states have enacted electronic repair laws with substantial success. This bill would help protect the public from unscrupulous practices and, in my opinion, would benefit the vast majority of ethical members of the electronic repair industry.

As a final item in this area I shall recommend that the authority to attach a person's wages be abolished or at least modified. Under our present statute all but \$20.00 per week of a person's wages may be attached for failure to pay a debt. Because of this loan agencies frequently lend to a man in poor financial condition, knowing that they can always attach his pay. The ultimate result is that far too many people are filing personal bankruptcy in this state, and the situation cries out for correction.

In the field of highway safety we will find it necessary this year to implement the National Traffic Safety Act of 1966 or face a substantial loss in federal highway funds. I shall strongly recommend whatever matching state funds are required for implementation.

At the same time I shall recommend that the courts and the state safety department be given broader authority to suspend licenses where it is deemed advisable. The ever rising senseless slaughter on our highways demands the strongest action, and I shall not hesitate to recommend it.

In the judicial field I strongly believe that the provisions of Canon 28 of the canons of judicial ethics, which forbids political activity by judges should be enlarged in its application to include judges of the probate, district, and municipal courts. Our state supreme court has recommended that the lower courts adopt the provisions of Canon 28, but the lower courts have failed to do so. I recommend legislation to compel compliance.

Most of our lower court judges already live up to the spirit and letter of the law. Others violate it and this lends

credence to claims that there are political judges whose determinations are warped by political bias.

The past two sessions of the legislature and the constitutional convention in 1964 took notable steps toward creating more modern and efficient state government. And the people of New Hampshire have indicated their approval of that action.

The process of streamlining state government should be carried further. There are several matters in particular which deserve your urgent attention.

The first of these is the term of Governor. New Hampshire is one of the few states which still has a two-year term. As a person with experience in this field I can tell you that the two year term subjects a governor to almost perpetual campaigning. The time has come to give the governor some relief from the nagging demands of politicking so that he can devote more of his energies to his job which has become enormously complex. The time has come for New Hampshire to join the vast majority of states that provide for a four year term.

Secondly, a related matter is the item veto on appropriation bills. My experience as a member of the house appropriations committee and as governor has convinced me that the item veto would save the taxpayers of New Hampshire thousands of dollars a year. Many of you will recall that I seriously considered vetoing the budget bills at the end of the last legislative session. The result would have been chaos but there were individual items in those budgets which I believed to be unnecessary burdens on the people. With the power to delete or reduce individual items, a governor could prevent such burdens from being loaded on an already overtaxed populace.

Finally you should consider the constitutional restrictions on your power to levy taxes. In particular the prohibition of graduated taxes could become a serious limitation to some future legislature. It would, to my mind, be prudent to remove the restriction now.

Let me add, lest there be any misinterpretation of this recommendation, that I remain opposed to any enactment of a sales or income tax within the next two years.

Speaking of the streamlining of state government I would take this opportunity to commend the legislative fiscal com-

mittee for its efforts to improve state government. I offer my support to its recommendations to this legislature for a merger of our four state-sponsored retirement systems. In this connection I believe there should be a continuation of the present boards in each system in a policy making capacity. I also support the recommendation of the fiscal committee for a continuing study of a more intelligent and efficient use of automation in our state affairs.

There may be differences as to some of the details in these proposals, but I am sure that they can be ironed out to the satisfaction of most of those concerned. I take pleasure in commending the fiscal committee for this sterling display of vigor and enterprise.

Lastly I would speak to you of the greatest challenge to the governor and this 1967 session of the general court and that is the challenge of financing a progressive program for the State of New Hampshire over the next two years.

The task is a difficult one. General Fund expenditures in the present biennium amount to 87 million dollars. Our state department heads in presenting their proposed budgets for the next two years have asked for almost 144 million — an increase of almost 57 million dollars.

While some of these departmental requests are unrealistic and visionary many of them are mandatory and others highly desirable if we are to continue to make progress as a state.

Progress like all other things carries a price tag and I am not going to demean your intelligence by telling you that we can accomplish our objectives merely by effecting economies in the operation of state government. The general court itself, the legislative budget assistant, the state comptroller and the governor and council are constant checks on our state expenditures to make certain they are absolutely necessary and to make certain that they are spent judiciously.

The plain fact of the matter is that inflation affects the cost of state government even as it does your household budget. We must face up to the fact that state government just as every business in the state will be more expensive to operate in the next two years.

These challenges call for courage and determination. They cannot be shelved or brushed aside. Nor should they.

The continued welfare of broad segments of our population is at stake. We the elected representatives of these people can do no less than to meet these challenges and resolve them for the common good.

It is against this background that I once again urge you legislators to join me in open and dedicated bi-partisan efforts to achieve what must be done in the public interest.

Finally, while the challenges that confront us both are tremendous let us take heart for in every challenge there is the opportunity for achievement. And I pledge my office to do everything in my power to make this 140th general court session one of outstanding achievement. It is my fervent hope that with God's help history will record this session as one of lasting credit to all concerned — and most important — one of increasing blessings to the citizenry we serve.

* * *

The benediction was then offered by Rt. Reverend Charles F. Hall, Episcopal Bishop of New Hampshire.

* * *

On motion of Senator Sullivan of the 16th District the Convention rose.

HOUSE JOURNAL ERROR

The attention of the members is called to printer's error on page 16 of the House Journal for Wednesday, January 4. Following the introduction of Concurrent Resolution No. 2, and the amendment to this Concurrent Resolution offered by Rep. Newell, the following words were omitted:

On a voice vote the amendment was adopted, and the resolution as amended was adopted. The omission will be corrected in the Permanent Journal.

RESOLUTIONS

Rep. Leo Dion offered the following resolution:

Resolved, That the House of Representatives has listened with gratification to the message of Governor John W. King

and hereby expresses to him the high esteem in which we hold him.

* * *

Resolution adopted by vv.

Rep. Pickett offered the following resolution:

Resolved, That the Clerk be instructed to have the address of Governor John W. King printed in the Journal and that 600 additional copies be printed in pamphlet form.

* * *

Resolution adopted by vv.

Rep. Hunt offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Bert Stinson, former Representative from Stratford, and

Whereas, Mr. Stinson served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these Resolutions be forwarded to his son, Charles Stinson.

* * *

Resolutions adopted by vv.

* * *

Reps. Edward H. York and Cate offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Eli Laflamme, former Representative from Penacook, and

Whereas, Mr. Laflamme served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these Resolutions be forwarded to his daughter, Miss Patricia Laflamme.

* * *

Resolutions adopted by vv.

Reps. Edward H. York and Cate offered the following resolutions:

Whereas, We have learned with regret of the death of John M. Allen, former Representative from Concord, Ward 1, and

Whereas, Mr. Allen served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these Resolutions be transmitted to his son, Roland Allen.

* * *

Resolutions adopted by vv.

On motion of Rep. Stephen Smith, Sr. the rules of the House were so far suspended as to permit business in order at 3:00 this afternoon to be in order at the present time, and that when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

* * *

On motion of Rep. Newell the House adjourned at 1:04 P.M.

Tuesday, January 10, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain William Crouch.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Peever led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF A GUEST

The Speaker introduced Mrs. Dorothy A. Elston of the National Federation of Republican Women. Mrs. Elston is listed in Who's Who of American Women and Who's Who of the Methodist Church. Mrs. Elston addressed the Joint Convention briefly.

On motion of Senator Gove of District 15, the Convention rose.

HOUSE LEAVES OF ABSENCE

Reps. Ernest Clark and Hoar were granted indefinite leaves of absence on account of illness.

Rep. Bruton was granted leave of absence for the day on account of illness.

Rep. Frazer of Munroe was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following bills were introduced, read a first and second time, laid on the table for printing and referred as follows:

HB 51

exempting certain aged persons from license fees for taking clams and oysters. (Leslie of Rockingham Dist. 17 — To Fish and Game)

HB 52

to provide an open season on raccoons. (Edwards of Hillsborough Dist. 1 — To Fish and Game)

HB 53

prohibiting the sale of air rifles to minors under eighteen. (Call of Merrimack Dist. 23 — To Judiciary)

HB 54

relative to the term of office of registers of deeds. (McMeekin of Grafton Dist. 6 — To Judiciary)

HB 55

to grant a partial exemption on the payment of taxes on real property owned by persons over seventy years of age. (Burnham of Hillsborough Dist. 15 — To Municipal and County Government)

HB 56

increasing fees for lobster licenses. (Greene of Rockingham Dist. 22 — To Fish and Game)

HB 57

relative to fees for taking clams, clam worms and oysters. (Greene of Rockingham Dist. 22 — To Fish and Game)

HB 58

to establish a state liquor store in the town of Hudson. (Bednar of Hillsborough Dist. 23 — To Liquor Laws)

HB 59

directing the reopening of the Autumn Street railroad crossing in Rochester. (Corriveau of Strafford Dist. 15 — To Rochester Delegation)

HB 60

to establish a division of state architecture. (Ciborowski of Rockingham Dist. 22 — To Executive Departments and Administration)

HB 61

relative to the investment of funds of the four state retirement systems. (Eaton of Hillsborough Dist. 2; Bell of Grafton Dist. 18; Weeks of Rockingham Dist. 23; Bruton of Hillsborough Dist. 29; Belcourt of Hillsborough Dist. 16 — To Executive Departments and Administration)

On motion of Rep. Shirley Clark, the reference whereby HB 61 was referred to Executive Departments and Administration, was vacated and the bill was referred to Appropriations.

* * *

HB 62

making an appropriation for the payment of bobcat bounties. (Merrifield of Sullivan Dist. 8 — To Appropriations)

HB 63

to provide for the construction of a nursing facility unit at the Soldiers' Home. (Welch of Merrimack Dist. 27, and Duhaime of Hillsborough Dist. 29 — To Military and Veterans' Affairs)

HB 64

to authorize the Board of Managers of the New Hampshire Soldiers' Home to appoint an acting Commandant at the Home. (Welch of Merrimack Dist. 27, and Duhaime of Hillsborough Dist. 29 — To Military and Veterans' Affairs)

HB 65

establishing a finance commission for the city of Manchester. (Mahony of Hillsborough Dist. 28 — To Manchester Delegation)

HB 66

repealing the taxation of stock in trade. (Ciborowski of Rockingham Dist. 22 — To Ways and Means)

HB 67

defining amount of small claims. (Ainley of Hillsborough Dist. 27 — To Judiciary)

HB 68

relative to power of Hesser Business College to grant certain degrees. (Ainley of Hillsborough Dist. 27 — To Education)

HB 69

relative to the power of Belknap College to grant certain degrees. (Urie of Belknap Dist. 1 — To Education)

HB 70

relative to rates for inmates of public institutions. (Ainley of Hillsborough Dist. 27 — To Executive Departments and Administration)

HB 71

to authorize the tax commission to use tobacco tax receipts to purchase stamps. (Casassa of Rockingham Dist. 20, and Ciborowski of Rockingham Dist. 22 — To Appropriations)

HB 72

appropriating funds for the state nursing scholarship program (Weeks of Rockingham Dist. 23 — To Appropriations)

HB 73

relative to approval for placing fill in great ponds. (Urie of Belknap Dist. 1, and Dulac of Belknap Dist. 11 — To Resources, Recreation and Development)

HB 74

enacting a home repair financing act. (Burnham of Hillsborough Dist. 15 — To Judiciary)

HB 75

prohibiting a person from being at the same time a director, trustee or officer of two banking institutions. (Bednar of Hillsborough Dist. 23 — To Banks)

HB 76

relative to compensation for board of optometry and annual fees for registered optometrists. (Gay of Rockingham Dist. 5 — To Executive Departments and Administration)

HB 77

relative to the election of delegates to state party conventions. (Stevenson of Grafton Dist. 1 — To Executive Departments and Administration)

HB 78

to regulate the amount of reserves required by state banks. (Burnham of Hillsborough Dist. 15 — To Banks)

HB 79

to authorize school districts to elect its officers at annual town meeting for election of town officers. (Bednar of Hillsborough Dist. 23 — To Education)

HB 80

relative to marine fisheries and shellfish. (Twardus of Rockingham Dist. 14 — To Fish and Game)

HB 81

relative to services available at the New Hampshire Hospital to employees thereof suffering from contagious diseases.

(Willey of Grafton Dist. 19 — To Public Welfare and State Institutions)

HB 82

authorizing school districts to provide life and health insurance for their employees. (Peever of Rockingham Dist. 7 — To Insurance)

HB 83

relative to power of New England Aeronautical Institute to grant certain degrees. (Bouchard of Hillsborough Dist. 14 — To Education)

HB 84

to authorize absentee ballots to be deposited in ballot boxes while the polls are open. (Barnard of Hillsborough Dist. 4 — To Judiciary)

HB 85

relating to secretarial assistance to state veterans council. (Rufo of Merrimack Dist. 28 — To Military and Veterans Affairs)

HB 86

lowering the age of minors relative to possession of liquor. (Marcotte of Strafford Dist. 5 — To Judiciary)

HB 87

relative to retirement benefits for Howard M. Hardy. (Stevens of Merrimack Dist. 10 — To Executive Departments and Administration)

HB 88

prohibiting the employment at race tracks of persons who have been convicted of violating gambling laws. (Keenan of Hillsborough Dist. 23 — To Judiciary)

HB 89

exempting from taxation certain non-revenue producing property of the water resources board. (Welch of Merrimack Dist. 27 — To Resources, Recreation and Development)

HB 90

relative to special number plates for county commissioners. (Allen of Cheshire Dist. 8 — To Transportation)

HB 91

to reclassify a Class II highway in the town of Dorchester to a Class V highway. (Smith of Grafton Dist. 10 — To Public Works)

HB 92

to reclassify Class II highways in the town of Moultonboro to Class V highway. (Davis of Carroll Dist. 5 — To Public Works)

HB 93

relative to filing report of motor vehicle accident. (Bridges of Hillsborough Dist. 13 — To Transportation)

HB 94

to establish a vocational-technical institute in the Keene Area. (MacFarlane of Cheshire Dist. 11 — To Education)

HB 95

to establish a milk control commission. (MacFarlane of Cheshire Dist. 11 — To Agriculture)

HB 96

to regulate the operation of business on Sunday (Maloomian of Strafford Dist. 6 — To Judiciary)

HB 97

to reclassify a Class II highway in the town of Plainfield to a Class V highway (Logan of Sullivan Dist. 1 — To Public Works)

HB 98

to limit the size of hunting parties. (Hoar of Rockingham Dist. 13 — To Fish and Game)

HB 99

relative to the amount of fees to be collected by the register of deeds for Rockingham County. (Ferron of Rockingham Dist. 16 — To Rockingham County Delegation)

HB 100

making appropriation for the Beaver Brook dam non-lapsing. (Keating of Cheshire Dist. 13 — To Appropriations)

HB 101

establishing the position of educational consultant, industrial arts, within the state department of education. (Smith of Grafton Dist. 18 — To Education)

HB 102

relative to state guarantee of municipal bonds and water pollution projects. (Ratoff of Rockingham Dist. 20, and Fortier of Coos Dist. 6 — To Resources, Recreation and Development)

HB 103

relative to public assistance to aged, etc. (Thompson of Merrimack Dist. 13, and Hanson of Merrimack Dist. 6 — To Public Welfare and State Institutions)

HB 104

to repeal a duplication of a statute relating to sale of liquor in first class restaurants on Sunday. (Bednar of Hillsborough Dist. 23, and LaPlante of Hillsborough Dist. 16 — To Liquor Laws)

HB 105

establishing a consumers' council. (MacFarlane of Cheshire Dist. 11 — To Executive Departments and Administration)

HB 106

relative to the perambulation of the New Hampshire-Maine boundary line and the New Hampshire-Massachusetts boundary line. (Cummings of Rockingham Dist. 11 — To Public Works)

HB 107

relative to representative town meeting government. (Bednar of Hillsborough Dist. 23, and Stratton of Rockingham Dist. 5 — To Municipal and County Government)

HB 108

relative to the state nurses scholarship program. (Weeks of Rockingham Dist. 23 — To Education)

HB 109

to classify a certain highway in the town of Waterville. (Wiley and Bradley of Grafton Dist. 19 — To Public Works)

* * *

On motion of Rep. Wiley, printing of HB 109 was dispensed with.

* * *

HB 110

establishing the New Hampshire Retirement System. (Eaton of Hillsborough Dist. 2, Weeks of Rockingham Dist. 23, Bell of Grafton Dist. 18, Bruton of Hillsborough Dist. 29, Belcourt of Hillsborough Dist. 16 — To Appropriations)

RECESS**AFTER RECESS****INTRODUCTION OF HOUSE JOINT RESOLUTIONS**

The following House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HJR 5

in favor of Willis R. Lott. (Pryor of Grafton Dist. 17 — To Appropriations)

HJR 6

to appropriate money to implement Older Americans Act of 1965 (Willey of Grafton Dist. 19, and Mr. Chasse of Strafford Dist. 8 — To Appropriations)

HJR 7

to appropriate money to hire personnel to begin operations under the Older Americans Act of 1965. (Willey of Grafton Dist. 19, and Mr. Chasse of Strafford Dist. 8 — To Appropriations)

HJR 8

to authorize a mosquito control survey. (Greene of Rockingham Dist. 22 — To Public Health)

HJR 9

in favor of Samuel B. Ripley. (Call of Merrimack Dist. 23 — To Claims and Aeronautics)

HJR 10

providing additional appropriation for the tax commission. (Casassa of Rockingham Dist. 20, and Ciborowski of Rockingham Dist. 22 — To Appropriations)

HJR 11

To reimburse Harlan McMann for loss of eight acres of corn

ruined by raccoons. (Hunt of Coos Dist. 2 — To Claims and Aeronautics)

HJR 12

prohibiting the limiting or controlling of access to and the commercial development along a certain highway in the towns of Campton, Thornton and Waterville. (Bradley of Grafton Dist. 19 — To Public Works)

HJR 13

to appropriate \$128,000 to division of parks for additional compensation for seasonal and hourly employees. (Stevenson Dist. 1; Gardner, Grafton Dist. 1; and Rich, Grafton Dist. 1 — To Appropriations)

HJR 14

relative to power of Franconia College to grant certain degrees. (Berringer, Grafton Dist. 2 — To Education)

* * *

The Chair announced that today is the birthday of Representative Roscoe N. Coburn.

HB 33

The Chair announced that Rep. Lucien R. Dulac is an additional sponsor of HB 33.

* * *

Rep. McMeekin moved that the 1965 laws relating to legislative mileage be printed in today's Journal and spoke in favor of the motion.

Motion prevailed by vv.

* * *

14:15-b (New) Computation of Distance. Each member of the general court shall at the beginning of each session of the legislature furnish to the committee on mileage a statement of the distance from his home to the state house in Concord. The committee on mileage shall then compute the mileage allowance to be allowed said member and said committee shall be arbiters of all disputes and claims involving payment of mileage to members. Said committee may consult with the department of public works and highways relative to the distance

as set forth in the statement furnished by the member but the establishment of the distance shall be made by the committee, from its study and investigation.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, and that when the House adjourns today it will be to meet tomorrow morning at 11:00 o'clock.

On motion of Rep. Palmer the House adjourned at 12:44 P.M.

Wednesday, January 11, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain William Crouch.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Pettigrew led the Convention in the Pledge of Allegiance to the Flag.

HOUSE GUESTS OF THE HOUSE

Civics class from Merrimack High School, courtesy of Reps. Herschel, Cox and John Wright, Jr.

LEAVES OF ABSENCE

Reps. Conlon and McCarthy were granted leave of absence for the day on account of illness.

Rep. Normandin was granted leave of absence for today and Thursday on account of a death in the family.

INTRODUCTION OF BILLS

The following bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 111

relative to expanded state activity in the field of water pollution control. (Urie of Belknap Dist. 1, Fortier of Coos Dist. 6, Junkins of Rockingham Dist. 16, and Dulac of Belknap Dist. 11 — To Resources, Recreation and Development)

HB 112

to create a commission to select a site for the Nashua-Hudson bridge over the Merrimack River. (Cobleigh of Hillsborough Dist. 15 — To Public Works)

HB 113

to create an interstate commission to plan for purification of Nashua River, in conjunction with Massachusetts. (Cobleigh of Hillsborough Dist. 15 — To Resources, Recreation and Development)

HB 114

relative to validation of deeds lacking acknowledgment. (Sterling of Hillsborough Dist. 2 — To Judiciary)

HB 115

relative to mileage rate for state employees using private cars. (Belanger of Hillsborough Dist. 36 — To Executive Departments and Administration)

HB 116

relative to naming of a bridge the Piscataqua River Bridge. (Downing of Sullivan Dist. 6, Forbes of Cheshire Dist. 3, Sadler of Rockingham Dist. 25, and Marcotte of Strafford, Dist. 5 — To Public Works)

HB 117

increasing the amount of wages which are exempt from trustee process. (Sterling of Hillsborough Dist. 2 — To Judiciary)

HB 118

to increase the allowable limit of outstanding temporary notes. (Reddy, Jr. of Merrimack Dist. 5 — To Appropriations)

HB 119

to prohibit discrimination because of age. (Coffin of Strafford Dist. 8, and Habel of Strafford Dist. 7 — To Judiciary)

HB 120

providing additional retirement allowances for certain retired teachers. (Bell of Grafton Dist. 18 — To Executive Departments and Administration)

HJR 15

appropriating funds for the establishment and maintenance of certain positions in the bureau of child welfare. (Rossley of Rockingham Dist. 29, and Smith of Merrimack Dist. 24 — To Appropriations)

HJR 16

in favor of Robert E. Cutter of Epsom. (Stevens of Merrimack Dist. 10 — To Appropriations)

HJR 17

providing for an access to and an exit from interstate route 93 in the town of Thornton. (Bradley of Grafton Dist. 19 — To Public Works)

HJR 18

in favor of Crop Protection Institute, Inc. (Clark of Strafford Dist. 4 — To Claims and Aeronautics)

HJR 19

appropriating funds for preparation of the Voters' Guide on constitutional questions at the 1968 election. (Rufo of Merrimack, Dist. 28 — To Executive Departments and Administration)

* * *

Rep. Cobleigh offered the following concurrent resolution:

CONCURRENT RESOLUTION NO. 3

Whereas, the people of New Hampshire share many neighborly friendships and have a common bond of blood relationships with countless people residing in the great Dominion of Canada; and

Whereas, this closeness has accorded stimulating and continued recreational, trade and public service activities, to the

end that the people of both New Hampshire and Canada enjoy freedom of exchange and movement consistent with law and border requirements; and

Whereas, Expo '67 marks an event of world-wide significance in Canada's presentation of a World's Fair with its cultural manifestations designed to attract peoples of the world to the beautiful City of Montreal; and

Whereas, it is the desire of the General Court of the State of New Hampshire to show its respect and admiration for the people of Canada and particularly its good neighbors in Montreal and adjoining communities; be it therefore

Resolved, That the General Court of the State of New Hampshire hereby extends an invitation to His Excellency Pierre Dupuy, Commissioner General of the Montreal World's Fair Exposition, to address and be the guest of the General Court on Wednesday, January 18, 1967.

* * *

Concurrent resolution adopted by vv.

QUALIFIED

The following members appeared before Governor King and presented their credentials and were duly qualified and seated as members of the House: Paul B. Maxham, George W. Stafford, Alice F. Blanchette, William E. Colbath and Donald C. Davis.

ANNOUNCEMENT

The Chair announced that he had received the following report:

STATE OF NEW HAMPSHIRE REPORT OF THE INLAND WATERWAY COMMITTEE

The Interim Committee established by the 1965 Session of the New Hampshire General Court under Chapter 243 of the Laws of 1965 met three times during the year 1966 to study the feasibility of constructing a navigable canal from Alton Bay on Lake Winnepesaukee to Great Bay. The purpose and the legislative intent in setting up this committee was to decide

whether it be feasible to construct said inland canal for the development of water resources, flood control, recreation, conservation and navigation. A subcommittee appointed by the chairman met with the United States Army Corps of Engineers to discuss at length the technical knowledge of such a proposal giving specific concern to the area of cost. The subcommittee was advised by the Corps of Engineers that in their opinion the construction of such a canal would be prohibitive in cost to the State of New Hampshire and at this time would provide no useful service other than of a recreational nature.

In lieu of the information submitted to the subcommittee, the whole committee unanimously voted to recommend that the construction of said canal is not feasible or practical at this time and therefore it is our opinion that any further research in the matter would prove useless. All technical data with reference to the study of this committee is filed with the Water Resources Board should anyone wish to avail themselves of this information.

Respectfully submitted for the Committee,

George W. Stafford, Chairman

November 23, 1966

A TRUE COPY ATTEST:

Arthur G. Marx, Justice

ANNOUNCEMENT

The Chair announced that he had received the following Preliminary Report:

PRELIMINARY REPORT OF THE ADVISORY COMMITTEE TO STUDY THE SALARIES OF STATE OFFICIALS AND EMPLOYEES

December 21, 1966

Chairman, Senator Edith Gardner, for the Senate; Representative Kenneth Bell, for the House; Benjamin C. Adams, for the Governor; Frank Foye, for the American Federation of State, County and Municipal Employees; Hans Meissner, for the State Employees Association.

The Advisory Committee was established under Chapter 221, Laws of 1961.

The Advisory Committee met on the following dates:

April 26, 1966

May 24, 1966

December 6, 1966

The Advisory Committee submits the following preliminary report in partial fulfillment of its obligations as outlined in Chapter 221, Laws of 1961 (see appendix).

The committee held a meeting April 26, 1966 with Mr. Roy Lang, Personnel Director for the State of New Hampshire. Mr. Lang presented the employment situation of the State as an employer. After discussion Mr. Lang was requested to make a salary study as outlined in Chapter 221, Laws of 1961. The actual study was to take place in August and September 1966, with the findings reported to the committee.

The committee also held a meeting May 24, 1966 with Mr. Robert Jewell, head of the State Employees Retirement System. It was learned that a review and study was to be made of all retirement systems (state employees, teachers, firemen, and policemen) by the Fiscal Committee of the Legislature. The Advisory Committee, therefore, decided to cease its investigation of retirement and would wait upon the report of the Fiscal Committee.

The following salary schedule (see appendix) was submitted by Mr. Lang to the Advisory Committee in November 1966. The report was reviewed with Mr. Lang on December 6, 1966. As a result of this meeting the Advisory Committee recommends the salary schedule as shown in the appendix.

A supplementary report will follow covering the additional cost of implementing this recommended salary schedule broken down by funds, along with other pertinent information.

Respectfully submitted,

/S/ Edith B. Gardner, Chairman

Chapter 221, Laws of 1961

"221:16 Advisory Committee. An advisory committee of five members is hereby established to study the salaries of state of-

ficials and employees. One member shall be appointed by the speaker of the house from the membership of the house, one member shall be appointed by the president of the senate from the membership of the senate, one member shall be appointed by the governor, one member shall be a state employee designated by the state employee's association and one member shall be a state employee designated by the American Federation of State, County, and Municipal Employees. Vacancies shall be filled in the same manner as original appointments are made. The members of the committee shall serve without compensation. The advisory committee is directed to study and compare the salary scale of business, industry and other units of government in this area with those of the state. On or before December 1 in each even numbered year said committee shall file a report with the clerk of the house of representatives on the results of its study and shall incorporate in said report a recommended schedule of salaries for those in state service which is commensurate with the average salary schedules of such other employing units.

221:17 Takes Effect. This act shall take effect July 1, 1961."

(Approved June 30, 1961)

(Effective date July 1, 1961)

December 30, 1966

DEPARTMENT OF PERSONNEL

Grade	Min.	1st.	2nd.	3rd.	Max.	Incr.
1	3257	3367	3477	3587	3697	110
2	3344	3483	3622	3761	3900	139
3	3444	3583	3722	3861	4000	139
4	3619	3783	3947	4111	4275	164
5	3794	3983	4172	4361	4550	189
6	3969	4158	4347	4536	4725	189
7	4169	4388	4607	4826	5045	219
8	4344	4563	4782	5001	5220	219
9	4519	4738	4957	5176	5395	219
10	4694	4913	5132	5351	5570	219
11	4869	5088	5307	5526	5745	219
12	5069	5308	5547	5786	6025	239
13	5269	5589	5909	6229	6549	320
14	5469	5794	6119	6444	6769	325
15	5669	6019	6369	6719	7069	350

16	5980	6373	6766	7159	7552	393
17	6300	6713	7126	7539	7952	413
18	6600	7025	7450	7875	8300	425
19	6900	7345	7790	8235	8680	445
20	7220	7678	8136	8594	9052	458
21	7580	8048	8516	8984	9452	468
22	7895	8380	8865	9350	9835	485
23	8280	8780	9280	9780	10280	500
24	8650	9163	9676	10189	10702	513
25	9020	9550	10080	10610	11140	530
26	9400	9945	10490	11035	11580	545
27	9780	10345	10910	11475	12040	565
28	10180	10765	11350	11935	12520	585
29	10560	11170	11780	12390	13000	610
30	11030	11673	12316	12959	13602	643
31	11600	12280	12960	13640	14320	680
32	12300	13030	13760	14490	15220	730
33	13200	13975	14750	15525	16300	775
34	14750	15550	16350	17150	17950	800

* * *

Rep. Peaslee, Sanders, Andersen and Howland offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Eugene J. O'Neil, former Representative from Concord, Ward 6, and

Whereas, Rep. O'Neil served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these Resolutions be forwarded to his widow, Mrs. Jessica O'Neil.

* * *

Resolutions adopted by vv.

Reps. Whipple and Merrill offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Forrest Cole, former Representative from Lebanon, and

Whereas, Representative Cole served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Lillian Cole.

* * *

Resolutions adopted by vv.

Reps. Marjorie Coburn and Merrifield offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Edward Fuller Locke, former Representative from New Boston, and

Whereas, Rep. Locke served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Rheba Locke.

* * *

Resolutions adopted by vv.

Reps. Osborn, Latour and Maloomian, for the Nashua Delegation, offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Victor Charpentier, former Representative from Somersworth, and

Whereas, Rep. Charpentier served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Anna Charpentier.

* * *

Resolutions adopted by vv.

Rep. Bednar offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Roland Latour, former Representative from Hudson, and

Whereas, Mr. Latour served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Cecile Latour.

* * *

Resolutions adopted by vv.

Rep. Osborn offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Charles W. Carkin, former Representative from Portsmouth, and

Whereas, Mr. Carkin served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his brother, Mr. Samuel W. Carlin

* * *

Resolutions adopted by vv.

Reps. Clark, Crouch, Cochran and Tirrell offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Clarence B. Wadleigh, former Representative from Durham, and

Whereas, Mr. Wadleigh served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Cornelia Wadleigh.

* * *

Resolutions adopted by vv.

Reps. Foster and Piper offered the following resolutions:

Whereas, We are sorry to learn of the illness of our fellow Representative, Stuart Allan of Meredith, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, extend our sympathy to our fellow member in his illness and our best wishes for a speedy recovery to health, and be it further

Resolved, That a copy of these resolutions be transmitted to Representative Allan.

* * *

Resolutions adopted by vv.

Reps. Helen Barker, Burnham and Cobleigh, for the Hillsborough County Delegation, offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Mrs. Alice L. Ramsdell, former Representative from Nashua, and

Whereas, Mrs. Ramsdell served her community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to her family, and be it further

Resolved, That a copy of these resolutions be forwarded to her son-in-law, Dr. Duane Herbert Clarridge.

* * *

Resolutions adopted by vv.

Rep. Nelson E. Barker offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of Frank H. Pearson, former Representative from Stratham, and

Whereas, Mr. Pearson served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Grace Pearson.

* * *

Resolutions adopted by vv.

Rep. Stevenson of Bethlehem offered the following resolutions:

RESOLUTIONS

Whereas, we have learned of the serious illness of Captain Joseph C. Duranty of the New Hampshire State Police, and

Whereas, We regret the illness that has confined him to the Concord Hospital, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives in General Court assembled, do hereby extend our sympathy to Captain Duranty with the hope for his speedy recovery.

* * *

Resolutions adopted by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolutions.

CONCURRENT RESOLUTION NO. 3

Whereas, the people of New Hampshire share many neighborly friendships and have a common bond of blood relationships with countless people residing in the great Dominion of Canada; and

Whereas, this closeness has accorded stimulating and continued recreational, trade and public service activities, to the end that the people of both New Hampshire and Canada enjoy freedom of exchange and movement consistent with law and border requirements; and

Whereas, Expo '67 marks an event of world-wide significance in Canada's presentation of a World's Fair with its cultural manifestations designed to attract peoples of the world to the beautiful City of Montreal; and

Whereas, it is the desire of the General Court of the State of New Hampshire to show its respect and admiration for the people of Canada and particularly its good neighbors in Montreal and adjoining communities; be it therefore

Resolved, That the General Court of the State of New Hampshire hereby extends an invitation to His Excellency Pierre Dupuy, Commissioner General of the Montreal World's Fair Exposition, to address and be the guest of the General Court on Wednesday, January 18, 1967.

* * *

Rep. Cobleigh offered the following resolution:

Resolved that amendments to the rules of the House and the Joint Rules adopted January 4, 1967 may be offered and adopted by a majority vote at any time up to and including Tuesday, January 17, 1967.

* * *

The Clerk read the resolution in full.

Rep. Cobleigh spoke in favor of the resolution.

Resolution adopted by vv.

JOURNAL ERRORS

In the Journal of Tuesday, January 10, page 44, under introduction of bills, the following bills were introduced and notice of such introduction was omitted from the Journal:

HB 71

to authorize the tax commission to use tobacco tax receipts to purchase stamps. (Casassa of Rockingham Dist. 20, and Ciborowski of Rockingham Dist. 22 — To Appropriations)

HB 72

appropriating funds for the state nursing scholarship program. (Weeks of Rockingham Dist. 23 — To Appropriations)

On page 49 under introduction of House Joint Resolutions, the sponsor of HJR 12 should read, Bradley of Grafton, Dist. 19.

These corrections will be made in the Permanent Journal.

RECESS

ANNOUNCEMENT BY SPEAKER

For purposes of clarification the Chair would state that there have been a number of requests to hold Delegation meetings other than 2 P.M. today. We are checking with counsel and find that there is little if any leeway in the statutes, and that county delegations holding organizational meetings other than at 2 P.M. today would be open to a Court challenge.

The Chair read the statute as follows:

24:9-a (New) First Meeting. The first meeting of the county convention shall be convened on the second Wednesday of each biennial session of the general court at two o'clock in the afternoon in the city or town where the house of representatives meets.

* * *

Rep. Frizzell explained the statute.

* * *

On motion of Rep. Willey as recorded on page 47 of the Journal for Tuesday, January 10, the rules were suspended to dispense with printing the following bill:

HB 109

to classify a certain highway in the town of Waterville.

1 Class II Highway in Waterville. After the effective date of this act a portion of the highway, known as the Tripoli Road, in the town of Waterville, extending 2.2 miles northwesterly from its junction with the Class II highway, known as the Waterville Valley Road, shall hereafter be classified as a Class II highway.

2 Maintenance; Completed Portions. Upon the completion and surfacing to the satisfaction of the commissioner of public works and highways, the department of public works and highways shall assume the full maintenance of the completed portions.

3 Maintenance; Uncompleted Portions. The department of public works and highways shall not maintain the uncompleted portions.

4 Effective Date. This act shall take effect upon its passage.

* * *

Rep. Pickett gave a brief demonstration to new members as to the use of the microphones.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this

afternoon to be in order at the present time, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

On motion of Rep. Forbes the House adjourned at 12:25 P.M.

Thursday, January 12, 1967

STATE OF NEW HAMPSHIRE

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain The Rev. Hobart Heistand, Archdeacon, Diocese of New Hampshire.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Nahill led the Convention in the Pledge of Allegiance to the Flag.

LEAVES OF ABSENCE

Reps. Jameson and Leo Dion were granted leave of absence for the day on account of death in the family.

Rep. Stafford was granted indefinite leave of absence on account of illness.

INTRODUCTION OF BILLS

The following bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 121

relative to school building and foundation aid. (Stevenson of Grafton Dist. 1 — To Education)

HB 122

to provide for the election of Concord Union School Board members at the same time as the election of Concord city officials. (Welch of Merrimack Dist. 27 — To Concord Delegation)

HB 123

relating to the trustees of Dartmouth College. (Cone of Grafton Dist. 9, Manchester of Grafton Dist. 9, and Scott-Craig of Grafton Dist. 9 — To Judiciary)

HB 124

to increase salary of Rockingham county treasurer. (Osborn of Rockingham Dist. 26 — To Rockingham County Delegation)

HB 125

providing fees for town clerks for preparing documents in connection with motor vehicle registration. (Smith of Grafton Dist. 18, and Scott-Craig of Grafton Dist. 9 — To Transportation)

HB 126

relating to the powers of administrators. (Bingham of Merrimack Dist. 24 — To Judiciary)

HB 127

increasing per diem pay for jurors. (Walsh of Hillsborough Dist. 31 — To Judiciary)

HB 128

relative to filing for nominations in primary elections. (Keenan of Hillsborough Dist. 23 — To Judiciary)

HB 129

prohibiting a person from holding at one time the offices of representative and county commissioner. (Allen of Cheshire Dist. 8 — To Judiciary)

HB 130

relative to dividends and use of funds of credit unions. (Fortier of Coos Dist. 6, and Bouchard of Coos Dist. 9 — To Banks)

HB 131

providing for the assessment and collection of a special head tax for state purposes. (Ciborowski of Rockingham Dist. 22 — To Ways and Means)

HB 132

relating to the Hillsboro-Deering Cooperative School District. (Eaton of Hillsborough Dist. 2, and Sterling of Hillsborough Dist. 2 — To Education)

HB 133

authorizing the town of Hudson to appropriate the sum of two hundred thousand dollars for the construction of a new Taylor Falls bridge. (Bednar of Hillsborough Dist. 23 — To Public Works)

HJR 20

appropriating additional funds for the evening school program at the New Hampshire technical institute at Concord and the New Hampshire vocational-technical institutes located at Berlin, Manchester and Portsmouth. (York of Merrimack Dist. 20, and Weeks of Rockingham Dist. 23 — To Appropriations)

RESOLUTIONS

Rep. Dearborn offered the following resolutions for the Laconia Delegation:

Whereas, We have learned with sorrow of the untimely passing of former Representative Fortunat A. Normandin, Judge of Belknap County Probate Court, and

Whereas, Mr. Normandin has served his community and county long and faithfully in many capacities, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these Resolutions be forwarded to his widow, Mrs. Laurette Normandin.

* * *

Resolutions adopted by vv.

The Chair announced that today is the birthday of Rep. Jean Wallin of Nashua.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this

afternoon to be in order at the present time and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

On motion of Rep. Greene the House adjourned at 11:45 A.M.

Tuesday, January 17, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain William Crouch.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Rich led the Convention in the Pledge of Allegiance to the Flag.

HOUSE LEAVES OF ABSENCE

Rep. Reddy was granted leave of absence for the day on account of illness.

Reps. Emmett Grady and Stevenson were granted leave of absence for the week on account of illness.

Rep. Leo Dion was granted leave of absence for the day on account of death in the family.

Rep. Bigelow was granted leave of absence for the day on account of important business.

Rep. Migneault was granted leave of absence for today and Wednesday on account of important business.

INTRODUCTION OF BILLS

The following bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 134

requiring licenses for operation of so-called snow-traveling vehicles. (Welch of Merrimack Dist. 27 — To Fish and Game)

HB 135

to make it unlawful to use telephone facilities to tie up emergency telephones. (Cox of Hillsborough Dist. 25 — To Judiciary)

HB 136

relative to minimum wages. (Pickett of Cheshire Dist. 17 — To Labor)

HB 137

to establish a public access advisory board to develop access to public waters and to provide a waterways fund to finance it. (York of Merrimack Dist. 20, and Junkins of Rockingham Dist. 16 — To Resources, Recreation and Development)

HB 138

providing for the protection of the surface waters of the state by preventing the deposit therein of rubbish and waste. (Dame of Merrimack Dist. 23, and Sweeney of Hillsborough Dist. 36 — To Resources, Recreation and Development)

HB 139

relative to renewal of licenses for motor vehicle operators who are members of the armed forces. (Marcotte of Strafford Dist. 5 — To Transportation)

HB 140

relating to La Caisse Populaire Ste. Marie or St. Marie's Bank. (Capistran of Hillsborough Dist. 38 — To Banks)

HB 141

relating to state liquor store in Hudson. (Keenan of Hillsborough Dist. 23, and Gallagher of Hillsborough Dist. 23 — To Liquor)

HB 142

relative to the prevention of sewage discharges from vessels.

(Chamberlain of Belknap Dist. 7, and Kopperl of Merrimack Dist. 12 — To Public Health)

HB 143

relative to the salary of the register of deeds for Strafford county. (Clark of Strafford Dist. 4, and Maglaras of Strafford Dist. 20 — To Strafford County Delegation)

HB 144

relative to persons transferring membership from other state retirement systems to the policemen's retirement system. (Casey of Hillsborough Dist. 32 — To Executive Departments and Administration)

HB 145

to set the salary of the special justice of the Portsmouth district court. (Gerber of Rockingham Dist. 28, Sadler of Rockingham Dist. 25 — To Portsmouth Delegation)

HB 146

increasing the salaries of classified state employees. (Pickett of Cheshire Dist. 17 — To Executive Departments and Administration)

HB 147

to improve the administration of the unemployment compensation law. (Capistran of Hillsborough Dist. 38 — To Executive Departments and Administration)

HB 148

providing for the assessment and collection of a special head tax for state purposes. (Pickett of Cheshire Dist. 17 — To Ways and Means)

HB 149

to increase the membership of the state board of fire control. (Pickett of Cheshire Dist. 17 — To Executive Departments and Administration)

HB 150

to establish a consumer counsel in the office of the attorney general. (Pickett of Cheshire Dist. 17 — To Judiciary)

HB 151

authorizing real estate tax exemptions for certain elderly persons. (Morrison of Rockingham Dist. 7 — To Municipal and County Government)

HJR 21

making appropriation for deficiency in funds for grants to community mental health facilities. (Smith of Grafton Dist. 18, and Hartigan of Strafford Dist. 11 — To Appropriations)

HJR 22

to provide for an interim committee to study the election laws. (Pickett of Cheshire Dist. 17 — To Judiciary)

The Chair announced that today is the 26th Wedding Anniversary of Rep. and Mrs. Bednar.

* * *

NOTICE

Mr. Nathan Tirrell, former member of the House of Representatives and State Senate, has been appointed by the Executive Branch as a guide for the House and Senate Chambers during the present session. He will be here only on the days when the General Court convenes. Appointments for ALL tours are to be arranged with Miss Sally Parker, State House Guide.

ANNOUNCEMENT**Monitors and Alternates for Attendance Boards****Div. 1**

Seats 1 thru 17	Hayes of Madison
Alternate	Barron of Salem
Seats 18 thru 43	Kimball of Derry
Alternate	Henry of Concord

Div. 2

Seats 1 thru 22	Leavitt of No. Hampton
Alternate	Hall of Londonderry
Seats 23 thru 52	Heald of Keene
Alternate	Beard of Lebanon
Seats 53 thru 77	Campbell of Claremont
Alternate	Bushey of Northumberland
Seats 78 thru 101	Cummings of Danville
Alternate	Dame of Portsmouth

Div. 3

Seats 1 thru 23	Barnard of Goffstown
Alternate	Pryor of Ashland
Seats 24 thru 53	Wiggin of Bedford
Alternate	Bragdon of Amherst

Seats 54 thru 89

Alternate

Seats 90 thru 118

Alternate

Gardner of Littleton

Fortin of Greenville

Delisle of Manchester

Raiche of Manchester

Div. 4

Seats 1 thru 22

Alternate

Seats 23 thru 52

Alternate

Seats 53 thru 77

Alternate

Seats 78 thru 99

Alternate

Reddy of Hopkinton

Brocklebank of Hollis

Maxham of Concord

Anderson of Warren

Barker of Stratham

Bingham of Concord

Collishaw of Exeter

Junkins of Exeter

Div. 5

Seats 1 thru 25

Alternate

Seats 26 thru 43

Alternate

Warren of Lyndeborough

Gorham of Derry

Lang of Manchester

Fuller of Concord

* * *

Reps. Colbeigh and Pickett offered the following amendment to Resolution of January 4, 1967 adopting House Rules:

AMENDMENT TO RESOLUTION OF JANUARY 4, 1967 ADOPTING HOUSE RULES

Amend the resolution of January 4, 1967, as amended, in which rules of the House of Representatives "for this present session" were adopted by striking out the words "as distributed in the seat pockets of the members this morning" and inserting in place thereof the words "as recommended by the Annual Sessions Committee in its 'Report to the Legislature,' dated December 15, 1966" so that the resolution as amended shall read as follows:

Resolved, that the rules of the House of Representatives, as recommended by the Annual Sessions Committee in its "Report to the Legislature," dated December 15, 1966, be adopted as the rules of this present session, provided that amendments to the Rules may be presented for consideration at any time during the next 4 legislative days, and adopted by a majority vote.

The Clerk read the amendment.

Rep. Cobleigh explained the amendment.

Amendment adopted by vv.

* * *

Reps. Cobleigh and Pickett offered the following amendment to Concurrent Resolution 2:

AMENDMENT TO RESOLUTION OF JANUARY 4, 1967 ADOPTING JOINT RULES

Amend Concurrent Resolution No. 2 by striking out after the resolving clause the words "that the Joint Rules of the 1965 session, as distributed in the seat pockets of the members this morning" and inserting in place thereof the words (that the Joint Rules of the Senate and House of Representatives, as recommended by the Annual Sessions Committee in its "Report to the Legislature", dated December 15, 1966) so that said resolution as amended shall read as follows:

Resolved, by the House of Representatives, the Senate concurring: that the Joint Rules of the Senate and House of Representatives, as recommended by the Annual Sessions Committee in its "Report to the Legislature", dated December 15, 1966, be adopted as the Joint Rules of the Senate and House for this session. Provided, that amendments to the Joint Rules may be presented for consideration during the next 4 legislative days, and adopted by a majority vote.

* * *

The Clerk read the amendment.

Rep. Cobleigh explained the amendment.

Amendment adopted by vv.

INTRODUCTION OF HOUSE JOINT RESOLUTION

HJR 23 (Rep. Stevenson, Dist. 1)

to provide for the 1967 North American Alpine Championships at Cannon Mountain in New Hampshire, was introduced, read a first and second time and referred to Appropriations.

* * *

Reps. Cobleigh and Pickett offered the following amendment to House rule 38:

Resolved that house rule 38 adopted January 4, 1967, be amended by striking out in line four the words "in the first year session" so that said rule as amended shall read as follows:

38. All petitions, memorials and other papers addressed to the House and all bills and resolutions to be introduced in the House shall be delivered or caused to be delivered to the Clerk by the person presenting them. During any adjournment the Speaker may receive bills and resolutions for printing and for reference to committee; provided that no bill shall have a public hearing until it is formally introduced into the House. The Speaker shall take up all bills and resolutions for introduction at the early session.

The Clerk read the amendment in full.

Rep. Cobleigh explained the amendment.

(discussion ensued)

Rep. Emile Soucy offered the following amendment to the above amendment:

Amend the pending motion by striking out the same and inserting in place thereof the following:

Amend the rules adopted by the House on January 4, by striking out the same, and inserting in place thereof the following: The rules of the House of Representatives adopted by the session of 1965 be adopted as the rules of this present session, provided that amendments to the rules may be presented for consideration at any time prior to January 26 for adoption by a majority vote.

* * *

The Clerk read the amendment in full.

Rep. Soucy explained his amendment, and spoke in favor.

Reps. Spitzli, McMeekin, O'Neil, Bridges, Williamson and Plumer spoke against the amendment.

POINT OF INFORMATION

Rep. Elmer Johnson rose on a point of information.

The Chair stated that in his opinion the effect of a referendum at Town Meeting in March would be little more than a straw poll. The Chair further pointed out that the cities did not vote on Town Meeting day.

The question now being on the Soucy amendment.

Reps. Newell and Bradley spoke in favor of the amendment.

POINT OF ORDER

Rep. Angus rose on a point of order.

The question now being on the Soucy amendment.

Rep. Soucy requested a division vote.

99 members having voted in the affirmative and 230 in the negative the Soucy amendment was lost.

The question now being on the Cobleigh, Pickett amendment.

Amendment adopted by vv.

Reps. Cobleigh and Pickett offered the following Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 4

proposing amendments to the joint rules that were adopted by the House on January 4, 1967.

Be it resolved by the House the Senate concurring:

That the joint rules adopted on January 4, 1967, be amended as follows:

Joint Rule 1. is hereby rescinded and struck out.

Joint Rule 7. is hereby rescinded and struck out.

Joint Rule 13. is hereby amended by striking out in lines three and four the words "of the second year session" so that said rule as amended shall read as follows:

13. Each body shall transmit to the other all bills which have passed their several stages in the body in which they originated at least forty-eight hours before the time fixed for adjournment.

Joint Rule 14. is hereby rescinded and struck out.

Joint Rule 16. is hereby amended by striking out in lines three, six, and nine the words "first year" so that said rule as amended shall read as follows:

16. No bill, joint resolution, concurrent resolution to amend the constitution, claim outstanding on the first day of the session or petition relating to new business shall be introduced in the session unless its subject matter has been received for drafting by Legislative Services on or before the eleventh legislative day of the session, nor shall such matters be introduced in either branch of the legislature from state officers, departments or agencies unless they have been previously filed with Legislative Services prior to October first preceding the session, unless reported by the Committee on Rules; provided that this rule may be suspended in either house whenever two-thirds of the whole number of elected members shall, on division taken, vote in favor thereof, and not otherwise.

The joint rules are amended by renumbering rules number 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21 and 22 to read 1 through 19 inclusive and respectively.

Rep. Cobleigh explained the concurrent resolution.

Rep. Willey spoke against the concurrent resolution.

(discussion ensued)

Rep. Pickett spoke in favor of the concurrent resolution.

POINT OF INFORMATION

Rep. Bednar rose on a point of information.

Concurrent resolution adopted by vv.

RECESS

AFTER RECESS

Rep. Newell offered the following amendment:

Amend House Rule No. 10 by adding the following new sentence; If the Speaker is absent, or unable to name a substitute, the Majority Leader shall perform the duties of the

Speaker until the House shall elect an Acting Speaker; so that the rule as amended shall read as follows:

10. The Speaker shall have power to substitute any member to perform the duties of the chair, such substitution not to extend beyond one legislative day. If the speaker is absent or unable to name a substitute, the Majority Leader shall perform the duties of the Speaker until the House shall elect an Acting Speaker.

* * *

The Clerk read the amendment in full.

Rep. Newell explained the amendment.

(discussion ensued)

Reps. Spitzli and O'Neil spoke against the amendment.

Amendment lost by vv.

Rep. McMeekin offered the following amendment:

Amend House Rule No. 12 by inserting after "sit down" in line 3 the phrase (and the question of order shall then be distinctly stated from the chair) so that the rule as amended will read as follows:

12. If any member transgress the rules of the House, the Speaker shall, or any member may, call him to order; in which case the member so called to order shall immediately sit down, and the question of order shall then be distinctly stated from the chair, and the House if appealed to, shall decide the case but if there is no appeal, the decision of the Speaker shall be conclusive.

* * *

Rep. McMeekin explained the amendment.

Rep. Spitzli spoke in favor of the amendment.

Amendment adopted by vv.

Rep. Newell offered the following amendment:

Amend House Rule No. 28 by striking out the same and inserting in place thereof the following:

28. A motion for reconsideration of a vote may be made, or a notice of such a motion may be given, in open session and prior to adjournment of the House on the day on which the vote was taken, by any member who gave his vote by voice or division or who voted with the majority when the yeas and nays were called, but consideration of a motion to reconsider a vote shall be given only at the next morning session in the order of business next following reports from standing committees. A notice of reconsideration shall expire at the end of the next legislative day, provided that no motion to reconsider, or notice of such motion, shall be made within the period of forty-eight hours immediately before adjournment of the session unless otherwise ordered by the House.

* * *

Rep. Newell explained the amendment.

Reps. McMeekin and Pickett spoke against the amendment.

Amendment lost by vv.

Rep. Gutterson offered the following amendment.

Amend paragraph 7 of House Rule 32 relative to the duty of the Committee on Education by striking out the same and inserting in place thereof the following:

It shall be the duty of the Committee on Education to consider all subjects relative to the regulation of school districts and schools, *Keene State College, Plymouth State College*, and the University of New Hampshire, all matters concerning education, and such other matters as may be referred to it.

Rep. Gutterson explained the amendment.

Rep. Spitzli spoke in favor of the amendment.

Amendment adopted by vv.

Rep. McMeekin offered the following amendment:

Amend House Rule No. 33 by striking out the same and inserting in place thereof the following:

33. The standing committees, or any special committee, shall meet during the sessions at the respective committee rooms at such times as the committee may determine, unless the House shall otherwise order; and no committee shall sit during the

sitting of the House unless the Speaker shall consider it necessary. The committees shall promptly consider and report on all matters referred to them. The Speaker may authorize any committee having a heavy load of work to meet as needed on non-legislative days, provided however that no public hearings may be held on such days without prior approval by the House.

Rep. Pickett spoke in favor of the amendment.

Amendment adopted by vv.

Rep. Newell offered the following amendment:

Amend House Rule 47 by striking it out and inserting in place thereof the following:

47. No standing rule or order of the House shall be amended or rescinded without one day's notice being given of the motion therefor and by a vote of two-thirds of the members present.

* * *

Rep. Newell explained the amendment.

Rep. McMeekin spoke against the amendment.

Rep. Newell subsequently withdrew his amendment to Rule 47.

Rep. Healy offered the following amendment:

Amend the Rules of the House by adding thereto the following Rule: No. 53.

Adjournment: No motion for adjournment for more than five days shall be in order unless prior notice has been given in open session at least two legislative days before the motion is offered.

* * *

Rep. Healy spoke in favor of the amendment.

(discussion ensued)

Reps. Pickett and Cobleigh spoke in favor of the amendment.

Rep. Cobleigh offered the following amendment to the Healy amendment:

Further amend the rules by renumbering Rules 53, 54 and 55 to read 54, 55 and 56.

* * *

Amendment to the amendment adopted by vv.

Amendment as amended adopted by vv.

Reps. Cobleigh and Pickett offered the following concurrent resolution No. 5:

Concurrent Resolution No. 5

Amend Joint Rule No. 13 by striking out the word "forty-eight" in the third line and inserting in its place the word "twenty-four" so that the rule as amended will read as follows:

13. Each body shall transmit to the other all bills which have passed their several stages in the body in which they originated at least twenty-four hours before the time fixed for adjournment.

Rep. Cobleigh explained the concurrent resolution.

Rep. Pickett offered the following amendment:

Amend the concurrent resolution by inserting after the word "for", the word "final", so that said concurrent resolution shall read as follows:

13. Each body shall transmit to the other all bills which have passed their several stages in the body in which they originated at least twenty-four hours before the time fixed for final adjournment.

* * *

Amendment to concurrent resolution adopted by vv.

Concurrent resolution adopted as amended by vv.

Rep. Fortier offered the following concurrent resolution:

Concurrent Resolution No. 6

Amend Joint Rule 16 by striking out the word "eleventh" in the fifth line and inserting in its place the word, seventeenth, so that the rule as amended will read:

16. No bill, joint resolution, concurrent resolution to amend the constitution, claim outstanding on the first day of the session or petition relating to new business shall be introduced unless its subject matter has been received for drafting by Legislative Services on or before the seventeenth legislative day of the session, nor shall such matters be introduced in either branch of the legislature from state officers, departments or agencies unless they have been previously filed with Legislative Services prior to October first preceding the session, unless reported by the Committee on Rules; provided that this rule may be suspended in either house whenever two-thirds of the whole number of elected members shall, on division taken, vote in favor thereof, and not otherwise.

* * *

Rep. Raiche spoke in favor of the concurrent resolution.

Concurrent resolution adopted by vv.

Rep. Stephen Smith offered the following concurrent resolution:

Concurrent Resolution No. 7

Amend Joint Rule No. 18 by striking out the phrase (and direct) in line 4 so that the rule as amended will read as follows:

18. A public hearing on any bill may be held jointly by the Senate and House committees. The Speaker or President of the body in which the bill originates may request the President or Speaker of the other body to authorize the appropriate committee of that other body to sit at a joint public hearing. Joint hearings in no way preclude the bill being heard by the committee of either body. Presiding over the hearings shall be either the Senate or the House committee chairman, or his designate, without regard as to whether a House or Senate bill is being heard. The presiding chairman shall alternate from bill to bill between the House and Senate chairmen or as mutually agreed by them.

* * *

Concurrent resolution adopted by vv.

Rep. Cobleigh offered the following motion.

I move that the house rules, with the amendments adopted to-day, be printed in full in the journal.

Motion adopted by vv.

The following resolution was proposed by Rep. Eaton:

RESOLUTIONS

Whereas, the House of Representatives has received with pleasure the report of the committee, appointed by the Fiscal Committee of the General Court, to make a study of the bonded indebtedness of the State of New Hampshire, and

Whereas, this committee is to be congratulated for its hours of tireless effort which they have put in to make such a report outstanding, therefore be it

Resolved, that we, the members of the House of Representatives in General Court convened, do hereby extend our thanks to the members of this committee for their cooperation and achievement and be it further

Resolved, that the Clerk be instructed to print said report as a supplement to the journal and that it be incorporated in the permanent journal.

* * *

Resolution adopted by vv.

A STUDY OF THE BONDED INDEBTEDNESS OF THE STATE OF NEW HAMPSHIRE

A complete study of the bonded indebtedness of New Hampshire is a herculean task and next to impossible in the time allotted. The committee expresses its appreciation to the State Treasurer, Mr. Robert W. Flanders, whose cooperation even beyond the call of duty has made this report possible. Considerable gratitude is extended to Mr. Remick H. Leighton and his staff in the office of Legislative Budget Assistant. However, in the relatively short time which was spent on this study, some very interesting facts have been disclosed. Deductions from these may prove to be helpful in considering any further bonding for New Hampshire.

Among the more difficult decisions which public officials are required to make are determinations of the services and facilities which are to be provided for their constituents and the methods to be employed in their financing. The costs must be borne by the voters themselves through taxes, assessments, tolls or other charges. The problem has been complicated in recent years by an increasing demand for new and better services and a rapid rise in the cost of all aspects of government. There is therefore involved a constant process of balancing this demand against the resources of the community — be it state, county or town — and the extent to which available revenues are required or will be required in the future to provide essential needs. Obviously, where capital funds are provided through borrowing, future tax revenues are committed to the extent of the debt service requirements for repayment of such loans with interest. Unless the project to be financed will be self-supporting, or unless the tax base can be reasonably expected to increase proportionately, each such undertaking restricts future freedom of action. In the final analysis, desirability of a particular project will depend on the ability and willingness of the people to pay the cost through taxation. A choice of objectives is almost always involved.

Pay As You Go vs. Bond Financing

It is axiomatic that current costs should be provided from current revenues, which must also be sufficient to pay the proportionate charges for capital expenditures of earlier years which were financed through borrowing. In addition, conservative financial practice decrees that at least a portion of capital expenditure requirements be provided from current revenues. It is therefore recommended that a portion of each year's budget be devoted to or set aside as a reserve for this purpose. The greater the percentage that can be so provided, the sounder will be the financial structure of the particular entity.

While some states and municipalities have no public debt outstanding, this is the exception as it is very difficult for any large governmental unit to finance all its requirements on a current basis. This is particularly true where the capital project in question involves a heavy non-recurring expenditure. Funds for such purposes are provided through the issuance of bonds in the capital markets. While occasionally such borrowing is done directly from a local bank or group of banks, or from an

institutional investor, the usual practice is for the offering to be made publicly through commercial or investment bankers skilled in such undertakings.

General Obligation Bonds

The most common form of debt instrument is the general obligation bond, for the payment of the principal of and interest on which the full faith and credit of the issuing entity are pledged. It is desirable for the issuer to include a covenant in any bond authorization that sufficient taxes will be imposed to insure prompt payment of all principal and interest when and as the same become due.

Debt Limitations

Many jurisdictions impose some sort of limitation on the amount of debt which may be incurred, for which the full faith and credit of the governmental entity may be pledged. These are generally constitutional provisions and vary from outright prohibition of any form of indebtedness to imposition of different types of restrictions on the debt incurring power. The theory of such provisions, designed to restrict the authority of irresponsible administrations, is probably sound, although their practical value is subject to question. Experience has shown that in many cases such restrictions have not prevented financing, although they have tended to increase the cost thereof.

These limitations may take any or a combination of various forms, the more important of which are:

- (1) Limitations tied to a percentage of assessed property valuation. Where the general property tax is the principal source of revenue, this is obviously the most valid measurement. It has little relevance, however, in jurisdictions — such as most states — where revenue is from other sources.
- (2) Fixed dollar limitation on the amount of debt which may be outstanding. In most situations this is an arbitrary limitation, and not related to ability to pay.
- (3) Limitation, not on amount of debt which may be incurred, but upon rate of tax which may be imposed for debt service. The only real result of such a limitation in most instances is an adverse effect on the credit rating, and thus on the cost of bond financing.

(4) Occasionally, a maximum interest rate which may be paid on the obligations is fixed by law. Unless restricted to projects whose financing can conveniently be deferred until periods of relatively low interest rates, this is a gentle form of self-deception.

Generally, any arbitrary form of limitation which is not a realistic measure of real ability to pay should be avoided. To the extent that a limitation is considered desirable, probably the best provision is requirement of voter approval of each major authorization.

Credit Ratings

Most obligations issued by public bodies are evaluated by one or more of the national rating services — such as Moody's or Standard & Poor's. Expert analysts make a thorough study of all factors which may affect the credit of each issuer and assign ratings to the obligations to be issued. The information which they publish provides the basic data for investors.

A good credit rating is of great importance to an issuer since it has a direct bearing on the relative interest cost which must be paid on its obligations. Many factors will affect this rating, and to the extent they can be controlled or influenced by proper action, they should be constantly borne in mind. In listing the important factors, we have analyzed them in relation to New Hampshire and made appropriate comments. The following are important:

(1) Continuous responsible financial management over a period of years, without regard to changes in political control. This is probably the most important factor that is within the control of governmental authorities.

Comment: New Hampshire is notoriously good. New Hampshire has had only three treasurers in the past 15 years.

(2) Past record of debt service. A default, even though for a temporary period, will have a serious effect on marketability of future issues for years to come.

Comment: New Hampshire has never defaulted.

(3) The general economy of the area — is it growing or retrogressing? What action is being taken by authorities to

improve the economic climate, and is it likely to be effective?

Comment: The general economy of New Hampshire is one of the fastest growing in the area. Rockingham County is the second fastest growing county in the entire country.

(4) The amount of industry in the area and the nature thereof. Is it sufficiently diversified? To what extent is the area affected by economic recessions? Is industry moving in or leaving?

Comment: That industry in New Hampshire is diversified is shown by the fact that it includes farming, both poultry and dairy; industrial plants including textiles, shoes, insulation for electrical equipment, electronics, paper mills, granite mining and forestry since 85% of the state is wooded.

The nature of our industry is neither quickly nor largely affected by economic recessions because of its diversification. Industry is moving in.

(5) The general nature and average income of the population. Is population on the increase or decrease?

Comment: the population of New Hampshire is increasing — better than 9% in the past six years — particularly in certain areas. It might be characterized as a somewhat stable population of “Rock Granite New England” types, rather than the fluid population found in some large metropolitan areas.

(6) Per capita debt, and the size and trend of debt related to population, taxable resources and per capita income.

Comment: This varies from year to year and with each session of the legislature, but the comparison with other states is shown pictorially in another section of this report.

(7) Prospective borrowing needs.

Comment: In respect to prospective borrowing needs, we hopefully anticipate that it will follow only a normal growth pattern.

(8) Assessed valuation of property within the jurisdiction and rate at which this valuation is increasing. Ratio of outstanding debt to such valuation.

Comment: The relationship is shown in a graph included in this report.

(9) Comparative tax structure. What general sources remain available? Is the tax rate high in relation to other areas? How broad and diversified is the tax base?

Comment: New Hampshire is unique in having available additional means of taxation including a sales tax, a form of income tax, or a combination of these.

(10) Past record of tax collections and delinquencies.

Comment: The record is good. Boston & Maine being the only outstanding one who has had trouble.

(11) Existence or absence of restrictions on rates of tax assessment.

Comment: Any restrictions which presently exist on our rates of tax assessments have not adversely affected our revenue.

(12) Laws relating to creation of debt and the attitude of citizens in respect to their obligations.

Comment: New Hampshire still takes a close look at its needs rather than its desires and this attitude is commendable.

(13) Quality of services and facilities now being provided and the condition of public facilities and equipment.

Comment: We must honestly state that this category leaves much to be desired.

(14) Factors which may affect stability of the area or the economy — such as political, social or labor problems of an unusual nature.

Comment: At present and in the foreseeable future there are no problems of an unusual nature.

In a paper entitled *Financial Facts About the Sovereign Fifty* published by Harris Trust and Savings Bank, Chicago, Illinois, on the chart (see *Chart 1*) showing the State General Obligation Statistics as of July 2, 1965, it will be noted that

of the 15 states having a triple A rating with both Moody Rating Company and Standard & Poor, New Hampshire is exceeded only by Connecticut and Vermont in its Per Capita Debt; and of the states whose ratings are given, it ranks ninth out of forty — not a very enviable distinction. The increasing trend toward bonded indebtedness is leading us to tread on dangerous ground.

Chart No. 1
STATE GENERAL OBLIGATION STATISTICS AS OF JULY 2, 1965

State	Moody	Rating	S&P	Present Estimated Population	Per Capita Debt Rank	Assessed Valuation	Total Debt	Debt to the Assessed	Per Capita Debt
Alabama	"A"		"AA"	3,400,000	10	\$4,383,823,482	\$51,783,000	1.13%	\$15.23
Alaska	"BAA"		"A"	247,000	33	803,369,185	36,512,000	4.54%	147.82
Arizona	"AA"		"AA"	1,635,000		2,073,510,461	none		
Arkansas	"AA"		"AA"	1,889,000	14	1,538,993,863	43,063,000	2.80%	22.80
California	"AA"		"AAA"	18,234,000	35	36,743,364,898	3,531,075,000	9.61%	193.65
Colorado	"AAA"		"AAA"	2,003,000		3,923,377,076	none		
Connecticut	"AA"		"AA"	2,825,000	38	11,355,489,191	699,322,000	6.16%	247.55
Delaware	"AA"		"AA"	491,000	40	1,390,010,864	244,956,950	17.62%	498.89
Florida				5,913,000		19,210,826,668	none		
Georgia				4,312,000		4,596,631,000	none		
Hawaii	"A"		"AA"	734,791	39	2,749,161,862	194,009,000	7.06%	264.03
Idaho	"AA"		"AA"	702,000	2	745,622,000	1,140,000	0.15%	1.62
Illinois	"AAA"		"AAA"	10,584,000	17	36,910,878,363	397,100,000	1.08%	37.52
Indiana	"AAA"		"AAA"	4,914,000		8,491,703,000	none		
Iowa	"AAA"		"AAA"	2,783,000	4	5,499,731,000	22,600,000	0.41%	8.12
Kansas				2,251,000		4,760,946,000	none		
Kentucky	"AA"		"AA"	3,138,000	29	11,137,991,913	302,753,000	2.72%	96.48
Louisiana	"A"		"A"	3,480,000	27	4,295,572,384	239,205,000*	6.03%	74.48
Maine	"AAA"		"AAA"	989,000	26	2,234,019,940	71,670,000	3.21%	72.47
Maryland	"AAA"		"AAA"	3,300,000	30	12,241,431,000	324,404,000	2.65%	98.30
Massachusetts	"AA"		"AAA"	5,388,000	36	12,371,539,355	1,049,281,000**	8.48%	194.74
Michigan	"AA"		"AAA"	8,269,000	5	26,350,184,250	85,850,000	0.33%	10.38
Minnesota	"AA"		"AAA"	3,521,000	28	2,385,690,893	271,984,500	11.40%	77.25
Mississippi	"AA"		"A"	2,314,000	21	1,689,171,576	129,634,000	7.67%	56.02
Missouri	"AAA"		"AAA"	4,446,000	6	8,460,335,000	51,650,000	0.61%	11.62

*As of 5/1/65

**As of 4/1/65

Chart No. 1 — Continued

<i>State</i>	<i>Moody</i>	<i>Rating</i> —	<i>S&P</i>	<i>Present Estimated Population</i>	<i>Per Capita Debt Rank</i>	<i>Assessed Valuation</i>	<i>Total Debt</i>	<i>Debt to the Assessed</i>	<i>Per Capita Debt</i>
Montana	"AA"		"AA"	717,000	16	\$2,493,128,000	\$18,680,000	0.75%	\$26.05
Nebraska	"A"		"AA"	1,507,000		3,483,066,000	none		
New Hampshire	"AAA"		"AA"	481,293	13	1,277,855,000	10,458,000	0.82%	21.73
New Jersey	"AAA"		"AAA"	639,000	32	1,577,854,000	92,366,000	5.85%	144.55
New Mexico	"AA"		"AAA"	6,387,000	18	24,106,303,000	277,155,000	1.15%	42.08
New York	"AA"		"AA"	1,031,900	7	1,488,446,630	13,150,000	0.88%	12.74
North Carolina	"AAA"		"AAA"	17,834,000	24	46,266,816,492	1,142,009,000***	2.47%	64.04
North Dakota	"AA"		"AAA"	4,877,000	20	10,659,140,000	216,237,000	2.03%	44.34
Ohio	"AAA"		"AAA"	642,000	3	1,384,838,000	3,395,000	0.25%	5.29
Oklahoma	"AA"		"AA"	10,100,000	8	31,248,423,000	140,170,000	0.45%	13.88
Oregon	"AA"		"AA"	2,512,000	12	2,802,871,385	49,500,000	1.77%	19.71
Pennsylvania	"AA"		"AA"	1,896,000	37	3,186,385,990	437,214,000	13.72%	230.60
Rhode Island	"A"		"AAA"	11,511,000	11	19,890,745,000	215,400,000	1.08%	18.71
South Carolina	"AAA"		"AA"	878,000	31	3,261,142,412	118,537,000	3.63%	135.01
South Dakota	"AA"		"AAA"	2,524,000	22	887,701,135	155,432,000	17.51%	61.58
Tennessee	"AA"		"AA"	711,000		2,242,169,721	none		
Texas	"AAA"		"AA"	3,798,000	19	4,368,559,306	163,070,000	3.73%	42.94
Utah	"AAA"		"AAA"	9,950,000	15	12,400,698,531	250,640,000	2.02%	25.19
Vermont	"AAA"		"AAA"	1,020,000	25	1,496,900,506	67,000,000	0.45%	65.69
Virginia	"AAA"		"AAA"	396,000	34	515,428,295	63,523,000	12.32%	160.41
Washington	"A"		"AAA"	4,400,000	1	9,892,889,772	1,051,000	0.01%	0.24
West Virginia	"A"		"AA"	2,984,000	9	4,182,113,420	45,349,000	1.08%	15.20
Wisconsin	"A"		"AA"	1,797,000	23	4,428,819,266	112,410,000	2.54%	62.55
Wyoming				4,166,000		21,313,873,000	none		
				355,000		1,122,980,000	none		

***As of 1/31/65

In 1950, the bonded indebtedness of the state was \$8,910,000. In 1966, it was \$111,162,000. — almost 1150% increase in 16 years. The amount necessary for interest payments *only* has increased in the last nine years from \$623,108.75 to \$2,545,233.00.

Chart No. 2, Debt Service Requirements; and Chart No. 3, Bonds Outstanding; show the details of this indebtedness.

Chart No. 4 shows the Projected Debt Service Requirements.

Chart No. 5 shows Outstanding Bonds and Long-Term Notes of Cities and Towns, Counties, Precincts and School Districts.

Chart No. 6 shows Bonds Authorized but Unissued at June 30, 1966.

Chart No. 2

DEBT SERVICE REQUIREMENTS

	1956	1958	1960	1962	1965
General Fund	\$1,279,271.25	\$1,372,698.75	\$1,578,208.00	\$2,040,230.75	\$2,465,882.25
General Fund — Self Liquidating	225,101.25	241,681.25	501,355.75	785,982.00	913,409.50
Highway Fund	1,103,120.00	1,376,245.00	2,552,745.00	3,215,320.00	3,890,975.00
Central N. H. Turnpike Sinking Fund	352,500.00	512,250.00	801,975.00	786,225.00	930,712.50
N. H. Turnpike Sinking Fund	506,425.00	670,865.00	889,715.00	992,125.00	986,740.00
Hampton Sea Walls Sinking Fund .....	.....	78,687.50	76,437.50	74,187.50	80,362.50
N. R. Underwood Bridge Sinking Fund	60,200.00	58,500.00	51,885.00	50,355.00	48,060.00
Forest Conservation Sinking Fund	67,105.00	100,910.00	98,065.00	94,220.00	84,893.75
Recreational Sinking Fund	86,536.25	102,188.75	94,567.50	154,724.00	193,957.50
Aeronautics Sinking Fund .....	.....	.....	8,125.00	55,600.00	64,300.00
State Office Building Sinking Fund .....	.....	.....	.....	.....	129,940.00
Mt. Sunapee Tramway Sinking Fund	27,550.00	26,700.00	25,850.00	.....	.....
State House Annex Sinking Fund	40,300.00	.....	.....	.....	.....
Echo Lake-Cathedral Ledge State Park Sinking Fund ..	.....	.....	.....	.....	.....
Totals	<u>\$3,748,108.75</u>	<u>\$4,540,726.25</u>	<u>\$6,678,928.75</u>	<u>\$8,248,969.25</u>	<u>\$9,789,233.00</u>
Principal	<u>\$3,125,000.00</u>	<u>\$3,585,000.00</u>	<u>\$4,833,000.00</u>	<u>\$6,100,000.00</u>	<u>\$7,244,000.00</u>
Interest	<u>623,108.75</u>	<u>955,726.25</u>	<u>1,845,928.75</u>	<u>2,148,969.25</u>	<u>2,545,233.00</u>
Total	<u>\$3,748,108.75</u>	<u>\$4,540,726.25</u>	<u>\$6,678,928.75</u>	<u>\$8,248,969.25</u>	<u>\$9,789,233.00</u>

Chart No. 3

BONDS OUTSTANDING

	1966	1965	Fiscal Year Ending June 30, 1960	1955	1950
General Fund	\$30,451,000	\$18,460,000	\$16,640,000	\$9,640,000	\$2,985,000
General Fund — Self Liquidating	13,437,000	11,847,000	9,465,000	2,175,000	2,025,000
Highway Fund	33,350,000	26,450,000	17,600,000	8,000,000	2,500,000
Central N. H. Turnpike Sinking Fund	14,885,000	15,450,000	17,850,000	6,000,000	.....
N. H. Turnpike Sinking Fund	14,910,000	15,550,000	18,500,000	9,800,000	.....
Hampton Sea Walls Sinking Fund	785,000	845,000	1,125,000	.....	.....
N. R. Underwood Bridge Sinking Fund	90,000	135,000	360,000	600,000	830,000
Forest Conservation Sinking Fund	483,000	564,000	935,000	580,000	.....
Recreational Sinking Fund	956,000	1,115,000	1,266,000	730,000	.....
Aeronautics Sinking Fund	380,000	430,000	500,000	.....	.....
State Office Building Sinking Fund	1,435,000	1,520,000	.....	.....	.....
State House Annex Sinking Fund .....	.....	.....	.....	40,000	240,000
Mount Sunapee Sinking Fund .....	.....	.....	25,000	150,000	275,000
Aerial Tramway Sinking Fund .....	.....	.....	.....	.....	15,000
Sullivan & Scammell Sinking Fund .....	.....	.....	.....	.....	40,000
Total Bonded Indebtedness	<u>\$111,162,000</u>	<u>\$92,366,000</u>	<u>\$84,266,000</u>	<u>\$37,715,000</u>	<u>\$8,910,000</u>

Chart No. 4

PROJECTED DEBT SERVICE REQUIREMENTS

	1967	1969	Fiscal Year Ending June 30, 1971	1973	1975
General Fund	\$3,509,273.50	\$4,181,381.00	\$4,136,495.50	\$3,397,542.50	\$3,022,372.50
General Fund — Self Liquidating	1,214,319.50	2,278,858.25	2,871,615.75	3,430,299.50	3,278,387.00
Highway Fund	4,263,725.00	5,983,125.00	5,215,625.00	5,434,100.00	2,577,750.00
Central N. H. Turnpike Sinking Fund	976,387.50	1,286,562.50	1,293,562.50	1,249,262.50	1,278,275.00
N. H. Turnpike Sinking Fund	1,084,850.00	1,271,845.00	1,303,075.00	1,281,065.00	1,258,415.00
Hampton Sea Walls Sinking Fund	77,662.50	84,737.50	81,587.50	83,437.50	80,062.50
N. R. Underwood Bridge Sinking Fund	46,530.00	.....	.....	.....	.....
Forest Conservation Sinking Fund	91,631.25	88,143.75	83,600.00	.....	.....
Recreational Sinking Fund	182,742.50	118,932.50	113,042.50	97,572.50	53,282.50
Aeronautical Sinking Fund	61,180.00	58,060.00	54,940.00	51,820.00	.....
State Office Building Sinking Fund	125,180.00	120,420.00	115,660.00	110,900.00	106,140.00
Mt. Sunapee Tramway Sinking Fund .....	.....	.....	.....	.....	.....
State House Annex Sinking Fund .....	.....	.....	.....	.....	.....
Echo Lake-Cathedral Ledge State Park Sinking Fund ..	.....	126,187.50	120,937.50	115,687.50	110,437.50
Totals	\$11,633,481.75	\$15,598,253.00	\$15,390,141.25	\$15,251,687.00	\$11,765,122.00
Principal	\$ 8,376,000.00	\$11,659,000.00	\$11,618,000.00	\$11,890,000.00	\$ 9,010,000.00
Interest	3,257,481.75	3,939,253.00	3,772,141.25	3,361,687.00	2,755,122.00
Total	\$11,633,481.75	\$15,598,253.00	\$15,390,141.25	\$15,251,687.00	\$11,765,122.00

CHART No. 5

STATE OF NEW HAMPSHIRE

Cities and Towns

Counties — Precincts — School Districts

Outstanding Bonds and Long-Term Notes at Dates Shown

Description	Number of Units	Bonds Outstanding	Date
Cities and Towns	234	\$ 60,444,904.26	12/31/65 (6/30/65-1; 1/31/66-1)
Counties	10	2,029,140.11	12/31/65
Precincts	70	2,416,552.81	12/31/65 (2/28/66-1; 8/31/65-1; 12/31/64-1)
School Districts	202	81,731,549.88	6/30/66
		<u>\$146,622,147.06</u>	

CHART No. 6

STATE OF NEW HAMPSHIRE

Statement Showing

Bonds Authorized but Unissued

at June 30, 1966

Authorizations Retireable from:

General Fund	\$15,811,977.48
General Fund — Self Liquidating	33,716,314.00
Highway Fund	6,500,000.00
Tolls	8,825,000.00
Aeronautic Fund	10,270.00
Recreation Fund	9,800.00
State Office Building Sinking Fund	500.00
	<u>\$64,873,861.48</u>

On Graph No. 1 is shown the Total Indebtedness as Compared to the Assessed Valuation of the State.

The saw-toothed line of the graph is caused by the fact that bonds are issued only every two years, following a legislative session. A more effective graph might be drawn by connecting only the high points.

Tabulated figures for Graph No. 1 are given on Chart No. 7.

On Graph No. 2 is shown the Percentage of Bonds Outstanding and Bonds Authorized but Unissued to Assessed Valuation.

A summarized statement of New Hampshire's indebtedness might be given as follows:

Total State Bonds Outstanding	\$111,162,000.00
Total Bonds Outstanding in Cities, Towns, Counties and School Districts	146,622,147.06
Total	<u>\$257,784,147.06</u>
State Bonds Authorized but Unissued	64,873,861.48
Total	<u><u>\$322,658,008.54</u></u>

If this were evenly distributed, it would be roughly \$2500. for every family in New Hampshire.



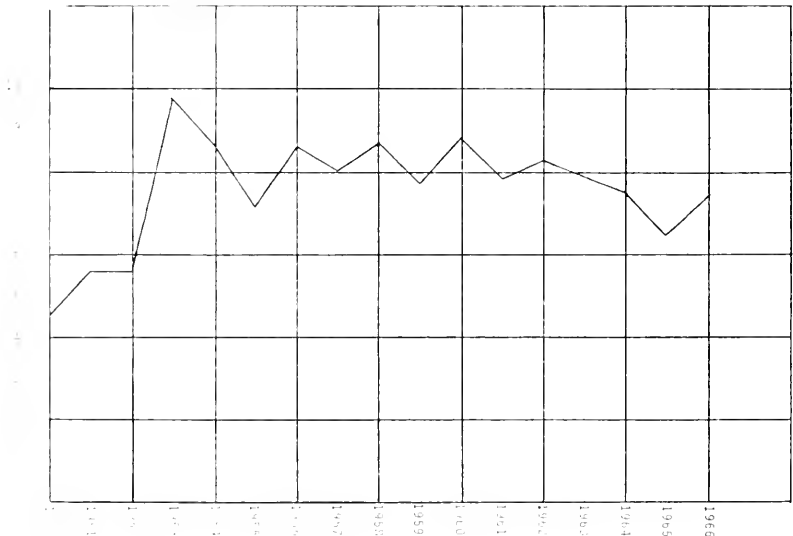
CHART No. 7

STATE OF NEW HAMPSHIRE

Year	Assessed Valuation	Bonded Indebtedness June 30th	% of Debt to Assessed Valuation
1966	\$2,380,695,251 (est.)	\$111,162,000	4.669
1965	2,175,611,328	92,366,000	4.246
1964	1,908,767,064	99,610,000	5.219
1963	1,663,251,309	83,479,000	5.019
1962	1,553,484,674	89,710,000	5.775
1961	1,384,398,494	79,395,000	5.735
1960	1,283,950,481	84,266,000	6.563
1959	1,213,529,350	71,750,000	5.913
1958	1,123,104,637	75,549,000	6.727
1957	1,079,571,739	50,767,000	4.703
1956	1,030,058,459	53,912,000	5.234
1955	985,466,967	37,715,000	3.827
1954	939,059,169	39,990,000	4.259
1953	913,402,492	25,870,000	2.832
1952	863,610,678	18,175,000	2.105
1951	834,883,305	20,410,000	2.445
1950	776,126,781	8,910,000	1.148

GRAPH #2

PERCENTAGE OF BONDS OUTSTANDING AND WHEN AUTHORIZED BUT
UNISSUED TO ASSESSED VALUATION



The following questionnaire was prepared and sent to 49 states:
Bonded Indebtedness Questionnaire

State of

Total State Bonded Indebtedness
as of June 30, 1966

\$.....

- Assessed Valuation of State
(Date of valuation) \$.....
- Population of State (Date of Census)
- Does your state have a constitutional debt limit?
If your answer is yes to the above question,
please give limit. \$.....
- Does your state have a statutory debt limit?
If your answer is yes to the above question,
please give limit and/or method of computation
.....
- Does your constitution or statutes require voter approval of
state bond issues? What per cent majority is
required for approval?
- Does your state have any restrictions on the length of maturities
of bond issues? If yes, please list restrictions.
.....
- How many years do you normally allow for Higher Education
Construction Bonds? (Dormitories and other self-liquidat-
ing issues) Check one: 20 years, 25 years....., 30
years, over 30 years, other
- To what extent are authorities used in your state for financing
public projects?
.....
.....
What was the total bonded indebtedness of these authorities
as of June 30, 1966? Are these bonds
all backed by the full faith and credit of the state?
Please itemize authorities and their indebtedness.
.....
.....
- Please supply the following information on your most recent
bond sale.
Date of Issue, Amount of Issue \$.....
Range of Maturities of Issue to
Net Interest Cost%, State's Credit Rating
by Moody's

Answers were received from 28 states, and their answers
have been compiled into the following chart. (*See Chart No. 8*)

Chart No. 8-a

<i>State</i>	<i>Total Bonded Indebtedness As Of</i>	<i>Assessed Valuation of State Date</i>	<i>% of Debt To Assessed Valuation</i>	<i>Population of State Date</i>	<i>Per Capita Debt</i>
California	June 30, 1965 \$3,819,042,000	7/66 \$12,500,000,000	8.99	7/66 19,324,000	\$197.63
Colorado	None	9/66 4,232,066,278	..	N.A.	..
Connecticut	1,091,109,000	1964 12,006,814,345	9.09	7/65 2,825,000	386.23
Florida	None	12/65 29,760,015,991	..	12/60 4,972,000	..
Hawaii	209,063,400	1/66 3,670,377,750	5.71	1/66 776,544	276.34
Idaho	996,000	1965 889,313,609	.11	1960 667,191	1.49
Kentucky	833,036,500	6/66 22,100,000,000	3.77	1/66 3,380,156	246.45
Louisiana	477,787,500 ¹	1964 4,309,598,274	11.08	1960 3,257,022	146.69
Maryland	374,559,000	6/66 14,023,279,000	2.67	1960 3,100,000	120.83
Massachusetts	1,027,675,000	12/65 14,698,876,620	6.99	.. 5,400,000	190.31
Michigan	600,950,000	5/66 20,489,000,000	2.93	1965 8,199,283	73.29
Minnesota	272,577,000	5/64 2,385,690,893	11.43	7/65 3,554,000	76.70
Mississippi	213,843,000	1963 1,689,171,576	12.66	1960 2,178,141	98.18
Missouri	48,350,000 ²	12/65 9,061,209,494	.54	1960 4,319,813	11.23
New Hampshire	111,162,000	6/65 2,175,611,328	5.11	1965 660,228	168.37
New Jersey	262,456,000	10/65 39,976,386,000	.66	7/65 6,803,910	38.57
New York	1,178,200,000	1966 49,568,303,045	2.38	7/66 18,238,000	64.53
North Carolina	157,355,000	1/65 12,618,229,766	1.25	7/66 5,000,000	31.47
North Dakota	2,587,250	1966 1,385,943,035	.18	1960 632,446	4.09
Ohio	576,305,000	1961 29,355,000,000	1.96	1966 10,290,000	56.50
Tennessee	176,190,000	1/65 4,642,446,397	3.80	7/66 3,883,000	45.37
Texas	260,700,000	1/66 15,802,769,976	1.65	1960 9,579,677	27.21
Vermont	68,634,000	6/60 638,181,191	10.75	1966 405,000	169.47
Washington	386,965,000	1965 4,382,424,000	8.83	1960 2,853,214	135.62
West Virginia	120,845,000	1965 4,615,042,447	2.62	1960 1,860,421	64.96
Wyoming	None	6/66 1,168,236,819	..	1960 330,066	..

N.A. — Not Available.
Footnotes 1-2 are detailed on page 21.

Chart No. 8-b

State	Constitutional Debt Limit		Statutory Debt Limit		Is Referendum Necessary	
	Yes or No	Amount	Yes or No	Amount	Yes or No	% Needed For Approval
California	Yes	5	Yes	0	Yes	Majority
Colorado	No	..	Yes	Set each year	Yes	Majority
Connecticut	No	..	Yes	4 1/2 times latest tax revenues	No	..
Florida	Yes	..	No Answer	..	No Answer	..
Hawaii	Yes	7	No	..	No	..
Idaho	Yes	\$2,000,000	No	..	Yes	Majority
Kentucky	Yes	\$500,000	No	..	Yes	Majority
Louisiana	No	..	..	8	Yes	Majority
Maryland	No	..	No	..	No	..
Massachusetts	No	..	No	..	No	..
Michigan	Yes	9	..	..	Yes	Majority
Minnesota	No	10	No	..	No	..
Mississippi	No	..	No	..	No	..
Missouri	No	..	No	..	Yes	2/3
New Hampshire	No	..	No	..	No	..
New Jersey	No	..	No	..	No	51%
New York	No	..	No	..	Yes	Majority
North Carolina	No	..	No	..	Yes	Majority
North Dakota	Yes	N.A.	No	..	Yes	51%
Ohio	Yes	\$750,000	No	..	Yes	50%
Tennessee	No	..	No	..	No	..
Texas	Yes	11	No	..	Yes	Majority
Vermont	No	..	No	..	No	..
Washington	Yes	\$400,000 without vote of electorate	No	..	No	..
West Virginia	No	..	No	..	Yes	Majority
Wyoming	Yes	\$11,682,368	Yes	No debt in excess of taxes for the current year without a vote of the people	Yes	Majority

N.A. — Not Available.

Footnotes 5-11 are detailed on pages 21 and 22.

Chart No. 8-c

<i>State</i>	<i>Restrictions On Length Of Maturities</i>	<i>Normal Length of Maturities for Higher Education Const. Bonds (Self-Liquidating)</i>	<i>Total Bonded Indebtedness of Authorities June 30, 1966</i>	<i>Are All Authority Bonds Guaranteed By the Full Faith & Credit of State</i>
California	50 Years 8	25 Years	\$327,498,000	No
Colorado	None	4	N.A.	No
Connecticut	None	20 Years	None	..
Florida	No Answer	30 to 40 Years	\$530,846,750	No
Hawaii	35 Years	Over 30 Years	\$97,046,000	No
Idaho	20 Years	20 Years	None	..
Kentucky	40 Years — Educ. 30 Years — Other	30 to 40 Years	\$255,185,000	No
Louisiana	None	30 Years	\$198,314,000	No
Maryland	15 Years	20 Years	N.A.	No
Massachusetts	None	N.A.	None	..
Michigan	20 to 25 Years	30 Years	Approx. \$100,000,000	No
Minnesota	20 Years	30 to 40 Years	None	..
Mississippi	None	20 Years	N.A.	..
Missouri	No Answer	No Answer	No Answer	No
New Hampshire	Yes	30 Years	None	..
New Jersey	No	20 Years	\$718,252,000	No
New York	No Answer	30 Years	12/31/65-\$4,536,668,000	No Answer
North Carolina	20 Years	40 Years	None	..
North Dakota	30 Years	40 Years	\$2,186,000	No
Ohio	30 Years	20 to 30 Years	None	..
Tennessee	30 Years on GO's	Over 30 Years	None	..
Texas	None	No Answer	None	..
Vermont	20 Years	20 Years	\$241,036,000	No
Washington	None	20 Years	(Mortgages) - \$14,289,409	Yes
West Virginia	Roads-25 Years	20 Years	\$134,813,000	No
Wyoming	40 Years	30 Years	None	..
		20 Years	None	..

N.A.

Footnotes 3-4 are detailed on page 21.

Chart No. 8-d

State	Date of Issue	Information on Most Recent Bond Sale				State's Credit Rating (Moody's)
		Amount	Range of Maturities	Net Interest Cost		
California	12/1/66	\$100,000,000	10 to 50	4.1096		AA
Colorado	..		..	..		..
Connecticut	4/14/66	35,000,000	1 to 20	3.3945		AAA
Florida	12/1/66	2,600,000	2 to 20	4.15		A
Hawaii	6/1/66	10,000,000	3 to 20	3.8811		A
Idaho	12/1/61	100,000	20 Years	4.000		..
Kentucky	1/1/66	76,000,000	1 to 29	3.5323		AA
Louisiana	11/29/66	15,000,000	1 to 25	4.42		A
Maryland	12/1/66	42,490,000	3 to 15	3.8437		AAA
Massachusetts	11/1/66	46,925,000	20 to 49	4.238		AA
Michigan	12/15/54	60,000,000	1 to 15	1.83425		AA
Minnesota	11/1/65	10,400,000	10 to 20	3.28681		AA
Mississippi	12/66	20,000,000	1 to 20	4.0943		..
Missouri	3/1/57-58	75,000,000	1 to 20	2.33		AAA
New Hampshire	10/1/65	26,065,000	1 to 30	3.134		AAA
New Jersey	2/1/65	45,000,000	1 to 20	2.8978		AAA
New York	12/1/66	35,375,000	1 to 50	3.7822		AA
North Carolina	6/22/66	35,000,000	1 to 19	3.4729		AAA
North Dakota	7/1/63	60,000	1 to 20	5.000		N.R.
Ohio	6/15/66	75,000,000	1 to 10	3.7078		AA
Tennessee	12/1/66	28,000,000	2 to 21	3.81		AA
Texas	8/1/66	10,000,000	6 to 32	3.77392		AAA
Vermont	11/1/65	10,440,000	2 to 20	3.1216		AAA
Washington	8/65	2,000,000	11 to 20	3.1787		AA
West Virginia	11/1/66	20,000,000	1 to 25	3.7532		A
Wyoming	..	..	..	..		AAA

N.A. — Not Available
N.R. — Not Rated

Footnotes For Chart No. 8

In Louisiana ¹ amount of Total Bonded Indebtedness is given as of 11/1/66.

In Missouri ² amount of Total Bonded Indebtedness is for Direct Obligation Bonds only.

In Colorado ³ the statute authorizing the bond issue specifies the maturity of the issue; and ⁴ the state does not handle the Higher Education Construction Bonds.

In California ⁵ the state has a Constitutional Debt Limit of \$300,000 except that this limit can be exceeded upon approval of the Legislature and the electorate; and ⁶ for the Statutory Debt Limit, there are various provisions applicable to local agencies of the state.

In Hawaii ⁷ the Constitution of the State of Hawaii establishes \$60,000,000 as the limit of the funded debt of the State:

"The Constitution of the State of Hawaii established \$60,000,000 as the limit of the funded debt of the State at any time outstanding and unpaid. Bonds and other instruments of indebtedness in excess of such limit may be issued when authorized by a two-thirds vote of all the members to which each house of the legislature is entitled, provided such excess debt, at the time of authorization, would not cause the total of the indebtedness of the State to exceed a sum equal to fifteen per cent of the total of assessed values for tax rate purposes of real property in the State, as determined by the last tax assessment rolls pursuant to law."

In Louisiana ⁸ the Statutory Debt Limit is in various amounts.

In Michigan ⁹ the Constitution of the State of Michigan states:

"State Borrowing: short term.

Sec. 14. To meet obligations incurred pursuant to appropriations for any fiscal year, the legislature may by law authorize the state to issue its full faith and credit notes in which case it shall pledge undedicated revenues to be received within the same fiscal year for the repayment thereof. Such indebtedness in any fiscal year shall not exceed 15 percent of undedicated revenues received by the state during the preceding fiscal year and such debts shall be repaid at the time the revenues so pledged are received, but not later than the end of the same fiscal year.

Long term borrowing by state.

Sec. 15. The state may borrow money for specific purposes in amounts as may be provided by acts of the legislature adopted by a vote of two-thirds of the members elected to and serving in each house, and approved by a majority of the electors voting thereon at any general election. The question submitted to the electors shall state the amount to be borrowed, the specific purpose to which the funds shall be devoted, and the method of repayment.

State loans to school districts.

Sec. 16. The state, in addition to any other borrowing power, may borrow from time to time such amounts as shall be required, pledge its faith and credit and issue its notes or bonds therefor, for the purpose of making loans to school districts as provided in this section."

In Minnesota ¹⁰ there was a Constitutional Debt Limit of \$250,000 until 1962 when the constitution was amended so that 2/3 vote of the full membership of House and Senate may authorize debt without limitation.

In Texas ¹¹ no bonded indebtedness is permitted except on specific constitutional authorization for specific purposes.

Some interesting comments on the returned questionnaires included the following:

Colorado:

"The State General Assembly in passing a budget set the limit for the fiscal year."

Florida:

"The State of Florida has no bonded indebtedness; the constitution prohibits the issuance of bonds by the State except for the purpose of repelling invasion or suppressing insurrection. . . ."

Kansas:

"Kansas operates on a *Cash Basis* law. We have to have the money on hand or the legislature has to make taxes from which the money is coming from before we can obligate any indebtedness."

Ohio:

"Before the State of Ohio issues an obligation, it requires a constitutional amendment approved by the voters of the State which includes, among other things, the purpose of the issue, maximum maturity dates, and the taxes to be used for repayment."

Wyoming:

"No debt in excess of taxes for the current year unless submitted to a vote of the people."

State Guaranteed Bonds

At present there are four groups or agencies whose bonds, as of June 30, 1966, have the guaranteed backing of the state's credit:

1. Water Resources — \$1,295,000.00 (does not include interest)
2. Water Pollution Control — \$16,706,000.00 (does not include interest)
3. School Building Authority — \$2,370,000.00 (does not include interest)
4. Industrial Park — \$1,638,392.18 (does not include interest)

The Committee is making no definite recommendation in the specific area of state guaranteed bonds except to caution the authorization of an unreasonable number or amount.

The Committee finds that any state that has guaranteed excessive amounts of bonded debt may find it difficult if not impossible to recover a high credit rating.

Any state that carefully controls guarantees of bonded debt can avoid the danger of high interest rates, and many states are making provisions to accomplish this.

We hope New Hampshire will make necessary provisions as will permit it to retain the high credit rating which we presently enjoy; or to quote a paragraph from *FISCAL FACTS for 1966* as prepared by the Department of Administration and Control:

“Although our state enjoys an enviable bonded debt position in comparison to some other states, consideration must always be given to debt trends in order to assure that this favorable position will be protected and continued. There exists a tendency to approve appropriation by bond issues without the same careful consideration given to operating budget appropriations which are a matter of present rather than future demand upon state funds.”

Recommendations

1. The maximum maturity of any state issued or guaranteed bond shall not exceed 25 years.

2. We recommend that the legislature establish a statutory debt limit for state bonds and that the limit be established at $8\frac{1}{2}\%$ of the total assessed valuation as determined by the State Tax Commission.
3. The Committee views the necessity for the State to guarantee bonds at an accelerated rate and recommends that the Finance Committees of the General Court be alerted to review and take the situation under consideration at each session. The State Treasurer is to furnish these Committees on January 15, a statement as of June 30 each year, of the total contingent liability of the State of New Hampshire.
4. The Committee recommends that the approval by Governor and Council of guaranteed bonds by the Industrial Park Authority be reported immediately to the State Treasurer.

Edna B. Weeks, *Chairman*
Stewart Lamprey
George A. Bruton
Agenor Belcourt

* * *

Reps. Robert C. Brown, Austin Bussiere, and McGinnis offered the following resolutions:

Whereas, We have learned with regret of the death of Martin J. Keenan, former Representative from Peterborough, and

Whereas, Representative Keenan served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these Resolutions be forwarded to his widow, Mrs. Helen Keenan.

* * *

Resolutions adopted by vv.

Reps. Cobleigh and Pickett offered the following resolutions:

Whereas, We are sorry to learn of the illness of Lloyd E. Fogg, Sgt.-at-Arms, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, extend our sympathy to Mr. Fogg in his illness and our best wishes for a speedy recovery to health, and be it further

Resolved, That a copy of these resolutions be transmitted to Mr. Fogg.

* * *

Resolutions adopted by vv.

Reps. Cobleigh and Stevenson, for the Committee on Labor, offered the following resolutions:

Whereas, We have learned with regret of the death of Mr. Cleophas Dion, father of Representative Leo Dion, therefore be it

Resolved, That We, the members of the 1967 House of Representatives in General Court convened, do hereby extend our sympathy to Representative Dion, and be it further

Resolved, That a copy of these Resolutions be transmitted to Representative Dion.

* * *

Resolutions adopted by vv.

Rep. Thompson offered the following resolutions:

Whereas, We have learned with regret of the death of Frederic G. Wilman, former Representative from Northfield, and

Whereas, Representative Wilman served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these Resolutions be forwarded to his widow, Mrs. Jennie C. Wilman.

* * *

Resolutions adopted by vv.

Rep. Gamache offered the following resolutions:

Whereas, We have learned with sorrow of the death of Narcisse Guilbeault, former Representative from Allentown, and

Whereas, Representative Guilbeault served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these Resolutions be forwarded to his daughter, Mrs. Rose Martel.

* * *

Resolutions adopted by vv.

ANNOUNCEMENTS

The Chair announced that today was the birthday of Rep. McGee of Lincoln.

* * *

The Chair also announced that Mr. Paul McGoldrisk was a guest of the House today, courtesy of the Littleton Delegation.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

Rep. Pickett moved that the business in order at 3:00 o'clock this afternoon be in order at the present time, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Motion adopted by vv.

* * *

On motion of Rep. Doris Thompson, of Northfield the House adjourned at 4:10 P. M.

Wednesday, January 18, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain William Crouch.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Gelt led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUESTS

The following guests of the Joint Convention were severally introduced. Mr. Break and Mr. Dale spoke to the Convention.

Mr. R. Matthew Dale, Canadian Consul and Senior Trade Commission, Boston, Massachusetts.

Mr. Glen Bannerman, Executive Liaison Officer to United States Government.

Mr. Paul D. Break, Director, Canadian World's Fair Corporation, Montreal.

Mr. Ronald Gadsby, Assistant Deputy for Public Affairs for the Canadian World's Fair Corporation, Montreal.

On motion of Senator Lamontagne of District 1 the Convention rose.

HOUSE

GUESTS OF THE HOUSE

Former President of the Senate Norman Packard.

Miss Jennifer Cares, courtesy of Rep. Cares. Her 6th birthday is today.

A group from the Meeting School in Rindge with their Headmaster Mr. George Bliss, courtesy of Rep. Allen.

LEAVES OF ABSENCE

Rep. D'Amante was granted leave of absence for the day on account of death of a friend.

Rep. Burnham was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 152

to authorize the governor to suspend department heads for cause. (Pickett of Cheshire Dist. 17 — To Judiciary)

HB 153

to provide for the acceleration of geologic mapping and ground water investigations. (Schwaner of Rockingham Dist. 9, and Dearborn of Belknap Dist. 9 — To Resources, Recreation and Development)

HB 154

authorizing the city of Dover to appropriate funds for American Legion convention, 1967. (Maglaras of Strafford Dist. 20 — To Dover Delegation)

HB 155

to provide facilities where observation and study can be made as to whether a person is an inebriate. (Stafford of Belknap Dist. 12 — To Public Welfare and State Institutions)

HB 156

to permit municipalities to accept grants of federal aid for capital projects and to borrow money in anticipation of the receipt of such grants. (Junkins of Rockingham Dist. 16 — To Municipal and County Government)

HB 157

to provide a penalty for taking property under water with-

out the consent of the state. (Rufo of Merrimack Dist. 28 — To Resources, Recreation and Development)

HB 158

to provide that payments received for the conveyance of property under water become available for general revenue. (Rufo of Merrimack Dist. 28 — To Resources, Recreation and Development)

HB 159

relative to the approval of engineering contracts for public water supply projects and definition of public water supply systems. (Junkins of Rockingham Dist. 16, and Sweeney of Hillsborough Dist. 36 — To Resources, Recreation and Development)

HJR 24

to pay salaries of staff at Vocational Institute at Berlin. (Sheridan of Coos Dist. 7, and Brungot of Coos Dist. 8 — To Appropriations)

Constitutional Amendments, Concurrent Resolutions I

to require approval by two biennial assemblies to the General Court before a question may be submitted to voters. (Newell of Merrimack Dist. 26 — To Judiciary)

* * *

COMMITTEE REPORTS**HB 9**

relative to publication of abstracts of annual returns of business corporations and relative to delinquent corporations. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to a third reading by vv.

HB 10

relative to foreign corporations. Rep. Brungot for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend RSA 300:10-c as inserted by section 1 of the bill by inserting after the words "of a" in the first line the word, foreign,

and after the word "another" in the second line the words, foreign or domestic, so that said section as amended shall read as follows:

300:10-c Name. The fact that the name of a foreign corporation is on the inactive list shall not prohibit the use of such name by another foreign or domestic corporation in active business.

* * *

Amendment adopted and the bill was ordered to a third reading by vv.

HB 32

increasing the authorized debt limit of Hanover School District, Rep. Morrill for Municipal and County Government. Ought to pass.

Ordered to a third reading by vv.

HB 11

relative to bound copies of county reports, Rep. Morrill for Municipal and County Government, Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the word "such" in the sixth line; further amend said section by inserting after the word "copies" in the sixth line the words, of all ten counties, and after the word "bound" the words, in one volume, so that said section as amended shall read:

1 Annual Reports of County Officers. Amend RSA 30:2 by striking out said section and inserting in place thereof the following: 30:2 Distribution. The county commissioners shall forward one copy of said pamphlet to the town clerk of each town in the county, to be placed on file, and five copies to the secretary of state. The secretary of state shall cause copies of all ten counties to be suitably bound in one volume and keep one of the bound copies in his office and deposit the others in the state library.

Amendment adopted and the bill was ordered to a third reading by vv.

HB 40

changing the name of the town of Waterville to Waterville Valley, Rep. James Allen for Municipal and County Government. Ought to pass.

Bill ordered to a third reading by vv.

* * *

Reps. Oleson, Cobleigh, Pickett, Brungot, Fortier and Hayes offered the following resolution:

CONCURRENT RESOLUTION NO. 8

Whereas, the originally constituted Canadian provinces of Upper and Lower Canada (now Ontario and Quebec), Nova Scotia and New Brunswick were united under the provisions of an Act of the Imperial Parliament known as "The British North American Act, 1867," which came into operation on July 1, 1867, by royal proclamation; and

Whereas, subsequent provisions were made for admission of additional provinces to form the Dominion of Canada as presently constituted; and

Whereas, July 1, 1967, will mark the one hundredth anniversary of this historic event in Canada; and

Whereas, the people of the State of New Hampshire have long maintained and enjoyed the greatest respect, admiration and bond of friendly relations with our neighbors to the north; therefore be it

Resolved, That we, the members of General Court of the State of New Hampshire extend our warmest regards to the peoples of Canada and best wishes for a successful World's Fair in the beautiful City of Montreal during the year 1967; and be it further

Resolved, That a copy of these resolutions be delivered to His Excellency Pierre Dupuy, Commissioner General of the Montreal World's Fair Exposition.

* * *

Concurrent resolution adopted by vv.

SENATE MESSAGE

The Senate refuses to concur with the House of Representatives in the adoption of the amendments to the following entitled concurrent resolutions sent up from the House of Representatives:

Concurrent Resolution No. 4 pertaining to the Joint Rules.

Concurrent Resolution No. 5 pertaining to the Joint Rules.

Concurrent Resolution No. 6 pertaining to the Joint Rules.

Concurrent Resolution No. 7 pertaining to the Joint Rules.

and requests a Committee of Conference of eight members; the President has appointed as members of said Committee of Conference on the part of the Senate Sen. Lamprey of District No. 3, Sen. Buchanan of District No. 12, Sen. Spanos of District No. 8.

House acceded to the request of the Senate by vv and the Speaker appointed Rep. Spitzli, McMeekin, Cobleigh, Leo Dion and Raiche as House members on the conference committee.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 9

relative to publication of abstracts of annual returns of business corporations and relative to delinquent corporations.

HB 10

relative to foreign corporations.

HB 11

relative to bound copies of county reports.

HB 32

increasing the authorized debt limit of Hanover School District.

HB 40

changing the name of the Town of Waterville to Waterville Valley.

* * *

On motion of Rep. Dearborn the House adjourned at 12:47 P.M.

Thursday, January 19, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain Crouch.

This is the day which the Lord hath made; we will rejoice and be glad in it.

Almighty God, who art with the multitude and the solitary, we ask thy blessing upon the committees of this General Court. Give to each chairman patience and judgment, to each member grant attentive concern with sustained interest, that out of many groups this Government may express the will of the people to thy glory and to the welfare of the State.

Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Sawyer led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair announced that the New Hampshire School of Accounting, Republican Club as guests of the House today. Courtesy of Rep. Ainley.

LEAVES OF ABSENCE

Reps. Peever and Roby were granted leave of absence for the day on account of illness.

Rep. Guild was granted leave of absence for the day on account of illness.

COMMUNICATION

December 13, 1966

Hon. Walter Peterson, Jr.
Speaker

Dear Sir:

Due to illness, and upon advice of my physician I am forced to relinquish my seat in the General Court. I therefore submit to you my notice, I feel that I couldn't fulfill my obligations to the people that have placed their trust in me. Thanking you and your staff for your courtesies.

I remain yours

Rep. Elect Dist. 33 Ward 7
Theodore H. Charette
Manchester, N. H.

The Chair accepted the resignation.

INTRODUCTION OF BILLS

The following bills were read a first and second time, laid on the table for printing and referred as follows:

HB 160

to require builders of dams to comply with requirements of other state agencies which are approved by the water resources board. (Rufo of Merrimack Dist. 28 — To Resources, Recreation and Development)

HB 161

relative to the purchase and preservation of the first New Hampshire state house. (White of Rockingham Dist. 27, O'Neil of Cheshire Dist. 12, McEachern of Rockingham Dist. 24, Smith of Grafton Dist. 18, Raiche of Hillsborough Dist. 34, Weeks of Rockingham Dist. 23, Hartigan of Strafford Dist. 11, Greene of Rockingham Dist. 22, Rossley of Rockingham Dist. 29, Clark of Strafford Dist. 4, McDonough of Rockingham Dist. 22, In-

graham of Rockingham Dist. 28, and Barnes of Rockingham Dist. 19 — To Executive Departments & Administration)

HB 162

entering into the Maine-New Hampshire compact for establishing a bi-state commission on oceanography. (Pickett of Cheshire Dist. 17 — To Resources, Recreation and Development)

HB 163

to be read at a later date.

HB 164

relative to appointment of deputy treasurer for Rockingham county. (Palmer of Rockingham Dist. 9 — To Rockingham County Delegation)

HB 165

to require fallout shelters to be included in construction of new public buildings. (Raiche of Hillsborough Dist. 34 — To Public Works)

HB 166

requiring licensing to engage in business of second mortgage home loans. (Mackintosh of Sullivan Dist. 2 — To Banks)

HB 167

to require fallout shelters to be built into any new apartment building with more than six apartments. (Raiche of Hillsborough Dist. 34 — To Public Works)

HB 168

to reclassify a Class II highway in the town of Scabrook to a Class V highway. (Hamel of Rockingham Dist. 17, and Leslie of Rockingham Dist. 17 — To Public Works)

HB 169

establishing a committee to choose a site for a bridge between Nashua and Hudson. (Belcourt of Hillsborough Dist. 16 — To Public Works)

HB 170

relative to removal of names from check-lists because of failure to vote for five consecutive years. (Smith of Grafton Dist. 18 — To Municipal and County Government)

HB 171

relative to the date of tax assessments and appraisals and

certification to tax collector. (Ciborowski of Rockingham Dist. 22 — To Municipal and County Government)

QUALIFIED

Rep. Hoar appeared before Governor King and was sworn in as Representative from 13th Rockingham District.

COMMITTEE REPORTS

HB 71

to authorize the tax commission to use tobacco tax receipts to purchase stamps. Rep. Drake for Appropriations. Inexpedient to Legislate.

Resolution adopted by vv.

HJR 10

providing additional appropriation for the tax commission. Rep. Drake, for Appropriations. Ought to pass.

Ordered to third reading by vv.

HB 34

providing that general laws shall take precedence over inconsistent savings bank charter provisions. Rep. Bigelow, Jr. for Banks. Ought to pass.

Ordered to third reading by vv.

HB 35

relative to verification of savings deposit accounts and due books of shareholders. Rep. Bigelow, Jr. for Banks. Ought to pass.

Ordered to third reading by vv.

COMMUNICATION

January 19, 1967

Hon. Walter R. Peterson, Jr.
Speaker — House of Representatives

Dear Mr. Speaker:

The Chaplain Committee has interviewed the several candidates and made a choice.

The chaplain for the 1967 session is the Rev. Peter W. Floyd, St. Paul's Church, Concord.

Mr. Floyd is available to the members for personal counseling. His office is on Center Street, Concord — telephone 224-2523.

Members wishing to have a guest chaplain will arrange the date with the undersigned.

James C. Bingham 4-65
Chairman

POINT OF INQUIRY

Emile Soucy rose on a point of inquiry.

The Chair stated that if the member would present his inquiry in writing the Chair would be pleased to make a ruling in reply on Tuesday next.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 this afternoon to be in order at the present time, that third reading of bills be by title only, and Joint Resolutions by caption only and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following House Bills and HJR were read a third time, passed, and sent to the Senate for concurrence.

HB 71

to authorize the tax commission to use tobacco tax receipts to purchase stamps.

HJR 10

providing additional appropriation for the tax commission.

HB 34

providing that general laws shall take precedence over inconsistent savings bank charter provisions.

HB 35

relative to verification of savings deposit accounts and due books of shareholders.

* * *

On motion of Rep. Normandin the House adjourned at 11:38 A.M.

Tuesday, January 24, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain Peter W. Floyd.

O Eternal yet ever-present God, who art beyond the grasp of our highest thought . . . but within the reach of our weakest trust:

Come in the beauty of this morning's light and reveal thyself to us. Enrich us out of our heritage of prophets, scholars, saints, and statesmen into whose faith and labors we have entered. Sharpen us to new insights for our time; that we may be possessors of the truth of many yesterdays, partakers of thy thoughts for this day, and creators with thee of a better tomorrow; through Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Morrison led the Convention in the Pledge of Allegiance to the Flag.

HOUSE
LEAVES OF ABSENCE

Rep. Doris Thompson was granted leave of absence for the day on account of illness.

Reps. Emmett J. Grady and Robert A. Dion were granted leave of absence indefinitely.

Rep. Randall was granted leave of absence for the week on account of illness.

Rep. McQuade was granted leave of absence for the day on account of important business.

Reps. Urie and Varrill were granted leave of absence for the week on account of important business.

INTRODUCTION OF BILLS

The following bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 163

limiting the use of trustee process on wages. (Normandin of Belknap Dist. 9 — To Judiciary)

HB 172

classifying a road in the town of Haverhill as a Class III recreational road. (Bennett of Grafton Dist. 6 — To Public Works)

HB 173

to establish an elevator inspection law. (Dion of Hillsborough Dist. 29 and York of Merrimack Dist. 20 — To Labor)

HB 174

to reimburse the town of Nottingham for tax revenue lost through land takings by the state for Pawtuckaway State Park. (York of Merrimack Dist. 20 — To Resources, Recreation and Development)

HB 175

providing that the state assume responsibility for the care, board and education of children placed by the division of welfare in foster homes. (O'Neil of Cheshire Dist. 12 — To Public Welfare and State Institutions)

HB 176

to reduce the charges on small loans. (York of Merrimack Dist. 20 — To Banks)

HB 177

relative to insurance on the Cannon Mountain and Mt. Sunapee aerial tramways. (Angus of Sullivan Dist. 4 — To Insurance)

HB 178

relative to use of electric fences. (Ainley of Hillsborough Dist. 27 — To Agriculture)

HB 179

relative to a finding of disability or death of municipal fire-

men due to heart and lung disease in workmen's compensation proceedings. (Ferron of Rockingham Dist. 16 — To Labor)

HB 180

to remove the control of the public utilities commission over the accounts and records of municipal lighting and water systems. (Angus of Sullivan Dist. 4 — To Municipal and County Government)

HB 181

to establish a commission on intergovernmental relations. (O'Neil of Cheshire Dist. 12 — To Executive Departments and Administration)

HB 182

increasing fees for sheriffs and deputy sheriffs. (Ainley of Hillsborough Dist. 27 — To Municipal and County Government)

HB 183

relative to legal division fences. (Hoar of Rockingham Dist. 13 — To Agriculture)

HB 184

relative to sewage disposal systems on islands and marshes. (Urie of Belknap Dist. 1, Chamberlain of Belknap Dist. 7, Dulac of Belknap Dist. 11 — To Resources, Recreation and Development)

HB 185

amending the cooperative school law relative to budgets. (Drake of Coos Dist. 3 — To Education)

HB 186

relative to pari-mutuel pools at running horse race meets. (Ciborowski of Rockingham Dist. 22 — To Ways & Means)

HJR 25

establishing a committee to study where certain sexual psychopaths should be held in custody. (Sheridan of Coos Dist. 7 — To Executive Departments and Administration)

HJR 26

making an appropriation to construct a barn at Laconia State school. (Prescott of Belknap Dist. 10 — To Public Welfare and State Institutions)

Reps. A. George Manning and Hunt offered the following Concurrent Resolution.

HOUSE CONCURRENT RESOLUTION NO. 9

relating to installation of plaques bearing the words
“IN GOD WE TRUST” in public schools.

Whereas, Article 5 and Article 6 of the Bill of Rights, Constitution of the State of New Hampshire, recognize the existence of God, and the right of every individual to profess his belief in God according to the dictates of his own conscience; and

Whereas, a minority of individuals in these United States forced a decision by the United States Supreme Court forbidding compulsory recitation of prayers in our public schools; and

Whereas, this has resulted in a continuing elimination in our public educational institutions, of a recognition of the existence of God and our dependence, as a Nation, on Him, which, for many years, was an integral part of our public school system;

Therefore, be it Resolved by the House of Representatives, the Senate concurring:

That there should be prominently displayed, and maintained, on the wall of each and every class room in all of our public educational institutions, a suitable plaque, on which should appear the following words. “IN GOD WE TRUST,” in letters not less than three inches in height. These words should be clearly legible to any person in the room.

This would be a continuing reminder to those who would care to read it, that these United States, founded under God, still, as a Nation, recognize His eternal existence, and the necessity of placing our trust in Him, and be it further resolved:

That copies of this Resolution be sent to our State Department of Education, to the various Boards of Trustees of all educational institutions in our State, and to each School District in the State, with the request that they arrange the installation of these plaques as outlined in this Resolution.

The Chair referred the Concurrent Resolution to Judiciary.

COMMITTEE OF CONFERENCE REPORT

The special conference committee to whom was referred House Concurrent Resolutions No. 4, 5, 6 and 7 proposing amendments to the Joint Rules having considered the same recommend that the House recede from its adoption of said resolutions and that the Senate recede from its position of nonconcurrency to said resolutions and that the House and Senate adopt the following concurrent resolution:

Be it Resolved by the House the Senate concurring:

That the joint rules adopted January 4, 1967, be amended as follows:

Joint Rule 7 is hereby rescinded and struck out.

Joint Rule 13 is hereby amended and renumbered by striking out in lines three and four the words "of the second year session", by striking out the word "forty-eight" and inserting in place thereof the word, twenty-four, and by inserting before the word "adjournment" the word final, so that said rule as amended shall read as follows:

12 Each body shall transmit to the other all bills which have passed their several stages in the body in which they originated at least twenty-four hours before the time fixed for final adjournment.

Joint Rule 14 is hereby rescinded and struck out.

Joint Rule 16 is hereby amended and renumbered by striking out in lines three, six, and nine the words "first year" and by striking out the word "eleventh" in the fifth line and inserting in place thereof the word, seventeenth, so that said rule as amended shall read as follows:

14 No bill, joint resolution, concurrent resolution to amend the constitution, claim outstanding on the first day of the session or petition relating to new business shall be introduced in the session unless its subject matter has been received for drafting by Legislative Services on or before the seventeenth legislative day of the session, nor shall such matters be introduced in either branch of the legislature from state officers, de-

partments or agencies unless they have been previously filed with Legislative Services prior to October first preceding the session, unless reported by the Committee on Rules; provided that this rule may be suspended in either house whenever two-thirds of the whole number of elected members shall, on division taken, vote in favor thereof, and not otherwise.

Joint Rule 18 is hereby amended and renumbered by striking out the words, and direct, so that the rule as amended shall read as follows:

16 A public hearing on any bill may be held jointly by the Senate and House committees. The Speaker or President of the body in which the bill originates may request the President or Speaker of the other body to authorize the appropriate committee of that other body to sit at a joint public hearing. Joint hearings in no way preclude the bill being re-heard by the committee of either body. Presiding over the hearings shall be either the Senate or the House committee chairman, or his designate, without regard as to whether a House or Senate bill is being heard. The presiding chairman shall alternate from bill to bill between the House and Senate chairmen or as mutually agreed by them.

Joint Rules 8, 9, 10, 11 and 12 are amended by renumbering to read respectively 7, 8, 9, 10, 11. Rule 15 is renumbered to read 13. Rules 17, 19, 20, 21 and 22 are amended by renumbering to read respectively 15, 17, 18, 19, and 20.

Committee of Conference

Stewart Lamprey
Creeley Buchanan
Harry V. Spanos
Conferees on the part of the Senate

Donald H. Spitzli
N. A. McMeekin
Leo L. Dion
Robert I. Raiche
Marshall Cobleigh
Conferees on the part of the House

Rep. Cobleigh moved the adoption of the Committee of Conference Report and spoke in favor of the motion.

Report adopted by vv vote.

COMMITTEE REPORT

The Committee on the Journal having examined the journal of Tuesday, January 10, 1967, offers the following corrections and recommends their adoption:

Resolved, That all suggestions and “proposed” amendments to the House rules, informally recorded, appearing on pages 49 through 54 and being all the matter appearing after the introduction of HJR 14 and before the announcement of the birthday of Rep. Coburn, be struck out.

Marjorie Colburn
For the Committee

Report adopted by vv vote.

COMMITTEE REPORTS

HJR 3

providing supplemental appropriation for school building aid. Rep. Weeks for Appropriations. Ought to pass.

Ordered to third reading by vv vote.

HJR 2

providing additional funds for the department of safety. Rep. Ferguson for Appropriations. Ought to pass.

Ordered to a third reading by a vv vote.

HB 68

relative to power of Hesser Business College to grant certain degrees. Rep. Berry for Education.

Ordered to third reading by vv vote.

HB 1

to correct certain errors resulting from the changes in the apportionment of representatives and senators. Rep. Drabowicz for Executive Departments & Administration. Ought to pass.

Ordered to third reading by vv vote.

HB 19

relative to distribution of primary ballots. Rep. Lucien R. Dulac for Executive Departments & Administration. Ought to pass.

Ordered to a third reading.

HB 77

relative to the election of delegates to state party conventions. Rep. G. H. Roberts, Jr. for Executive Departments & Administration. Ought to pass.

Ordered to third reading by vv vote.

HB 4

to fix the place of filing declarations of candidacy for member of House of Representatives in primary elections. Rep. Helen Barker for Executive Departments & Administration. Ought to pass.

Ordered to third reading by vv vote.

HB 29

relating to the employment of members of the general court at a racing plant or by the racing commission. Rep. Normandin for Judiciary. Inexpedient to legislate.

Resolution adopted by vv vote.

HB 42

to provide that the chairman of the Commission on Interstate Cooperation be elected. Rep. Normandin for Judiciary. Pass with amendment.

AMENDMENT

Amend bill by striking out section 2 and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, bill ordered to third reading by vv vote.

HB 23

to authorize the hiring of nurses at the New Hampshire Soldiers' Home. Rep. Sawyer for Military and Veterans' Affairs. Pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the word "nurses" and inserting in its place the words (a registered nurse) so that the title as amended shall read as follows:

An Act to authorize the hiring of a registered nurse at the New Hampshire Soldiers' Home.

Amend section 1 by striking out the section and inserting in its place the following:

1 Nurse at Home. The board of managers at the New Hampshire Soldiers' Home is authorized to hire a registered nurse Gr. X at the home for the year ending June 30, 1967.

Amend section 2 by striking out the section and inserting in its place the following:

2 Appropriation. In addition to any other funds appropriated for the New Hampshire Soldiers' Home the sum of one thousand eight hundred seventy-four dollars and twenty cents is hereby appropriated for the fiscal year ending June 30, 1967 to be spent for salary for the nurse authorized in section 1.

* * *

Amendment adopted, bill ordered to third reading by vv vote.

HB 109

to classify a certain highway in the town of Waterville.

Rep. Willey for Public Works. Ought to pass.

Ordered to third reading by vv vote.

RECONSIDERATION

HB 23

Rep. Cobleigh moved reconsideration of the vote ordering HB 23 to third reading, and that the bill be referred to Appropriations.

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv vote.

* * *

RESIGNATION ACCEPTED

Unless otherwise ordered by the House, the resignation of the member from Manchester, Hills. Dist. 33, Rep. Charette, is accepted by the Chair.

* * *

SENATE MESSAGE

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled Concurrent Resolutions:

Con. Res. Nos. 4, 5, 6, 7

proposing amendments to the Joint Rules.

* * *

On motion of Rep. Cobleigh the Joint Rules of the Senate and House of Representatives as finally adopted were ordered to be printed in the calendar of the Journal.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 this afternoon to be in order at the present time, that third reading of bills be by title only, and Joint Resolutions by caption only and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READINGS

The following House Bills and HJR's were read a third time, passed, and sent to the Senate for concurrence.

HJR 3

providing supplemental appropriations for school building aid.

HJR 2

providing additional funds for the department of safety.

HB 68

relative to power of Hesser Business College to grant certain degrees.

HB 1

to correct certain errors resulting from the changes in the apportionment of representatives and senators.

HB 19

relative to distribution of primary ballots.

HB 77

relative to the election of delegates to state party conventions.

HB 4

to fix the place of filing declarations of candidacy for members of the house of representatives in primary elections.

HB 42

to provide that the chairman of the Commission on Interstate Cooperation be elected.

HB 109

to classify a certain highway in the town of Waterville.

* * *

On motion of Rep. Howard the House adjourned at 12:15 P.M.

Wednesday, January 25, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain Floyd.

Almighty God, we thank thee for entrusting us with the task of weaving the threads of human affairs into the fabric of thy purpose for mankind. Give us wisdom in our stewardship as we participate in the shuttle of commerce from man to

man and town to town. May the spirit of courage and truth be our guide in this building . . . in factory and office . . . in rest and recreation. Forbid that we should value things above persons, or surrender our integrity to the love of gain or the lust for power. Guide our efforts to put an end to toil that brings no joy, and the sort of wealth that breeds corruption; that our lives, both private and public, may show forth the majesty and glory of the Maker of all men. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Whipple led the Convention in the Pledge of Allegiance to the Flag.

HOUSE LEAVES OF ABSENCE

Rep. Hoar was granted leave of absence for the day on account of illness.

Rep. Leslie was granted indefinite leave of absence on account of illness.

Rep. Gelt was granted leave of absence for the day to attend a funeral.

Rep. Burrows was granted leave of absence for today and Thursday on account of important business.

INTRODUCTION OF BILLS

The following bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 187

to raise the interest rate on delinquent taxes. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

HB 188

to establish the rate of interest upon the amount due for the redemption of real estate sold by a collector of taxes. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

HB 189

to limit the period for application to the selectmen for an abatement of a tax to six months. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

HB 190

relative to the open season and bag limit on ruffed grouse. (Rep. O'Hara of Coos Dist. 5 — To Fish and Game)

HB 191

relative to licenses in condemnation proceedings. (Maxwell of Merrimack Dist. 4 — To Judiciary)

HB 192

requiring publication of apparent owner's name only if value of abandoned property is ten dollars or more. (Mackintosh of Sullivan Dist. 2 — To Exec. Depts. & Adm.)

HB 193

to do away with voting by a straight ticket. (Mahoney of Hillsborough Dist. 28 — To Judiciary)

HB 194

relative to nonresident students of the University of New Hampshire. (Mahony of Hillsborough Dist. 28 — To Education)

HB 195

to incorporate the Meriden Water Company. (Logan of Sullivan Dist. 1 — To Judiciary)

HB 196

relating to school building aid. (Schwaner of Rockingham Dist. 9 — To Education)

HB 197

relative to seals on liquor packages. (Angus of Sullivan Dist. 4 — To Liquor Laws)

HB 198

relative to the salary of the sheriff of Strafford county. (Clark of Strafford Dist. 4 — To Strafford County Delegation)

HB 199

relating to public utility service by foreign corporations. (Bigelow of Merrimack Dist. 3 — To Executive Departments and Administration)

HB 200

providing that the state shall pay the full cost of fighting certain forest and brush fires. (Cook of Merrimack Dist. 7 — To Resources, Recreation and Development)

HB 201

relative to location of state liquor stores. (O'Hara of Coos Dist. 5 — To Liquor Laws)

HJR 27

providing supplemental appropriation for the supreme court. (Ainley of Hillsborough Dist. 27 — To Appropriations)

* * *

QUALIFIED

Rep. Stuart Allan appeared before Governor King and presented his credentials and was duly qualified as Representative for District 2, Belknap County.

* * *

COMMITTEE REPORTS**HB 25**

appropriating funds for equipment for secretary of state. Rep. Drake for Appropriations. Ought to pass with amendment.

AMENDMENT

1 Appropriation. The sum of three thousand, eight hundred dollars is hereby appropriated to be expended by the secretary of state for nine Kardex cabinets, three bases and four end panels for said cabinets, said equipment being necessary to complete transfer of corporation records. The sum of seven hundred dollars is hereby appropriated for the temporary employment of a clerk typist II. The governor is authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

2 Effective Date. This act shall take effect upon passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 69

relative to the power of Belknap College to grant certain degrees. Ought to pass. Rep. Berry for Education.

Ordered to third reading by vv.

HB 45

prohibiting the taking of wild turkeys. Rep. Hayes for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 51

exempting certain aged persons from license fees for taking clams and oysters. Rep. Welch for Fish and Game. Ought to pass.

Rep. Olson offered the following amendment.

AMENDMENT

Amend RSA 211:62-aa as inserted by section 1 of the bill by striking out the word "to" in the third line and inserting in place thereof the word, of, so that the section as amended shall read as follows: 211:61-aa Exception for Aged Persons. No fee shall be required for the issuance of a license under the provisions of section 62-a for taking clams, clam worms or oysters of a resident of the state who is seventy years of age or over.

* * *

The clerk read the amendment.

Rep. Oleson explained the amendment.

Amendment adopted, ordered to third reading by vv.

HB 82

authorizing school districts to provide life and health insurance for their employees. Rep. Stratton for Insurance. Ought to pass with amendment.

AMENDMENT

Amend RSA 194:4-b as inserted by section 1 of the bill by striking out the word "town" in the sixth line and inserting in place thereof the word, school, so that the section as amended shall read as follows: 194:4-b Sponsoring Certain Benefits. A

school district may at any legal meeting vote to sponsor a group life, accident, medical, surgical and hospitalization insurance benefit or any combination of such benefits for regular employees of the district and their dependents under which plan said employees agree to pay the premiums. In such case the school treasurer is authorized to withhold from the compensation of such employees who agree to such plan the amount of the premiums and pay over the same to the company furnishing such benefits.

* * *

Minority, Inexpedient to legislate. Rep. Morrison.

The reports were accepted.

Rep. Stratton moved that HB 82 be recommitted to Committee on Insurance.

Rep. Morrison spoke in favor.

Motion adopted by vv.

REPORT OF COMMITTEE ON THE JOURNAL

The committee on the Journal having examined the Journal of Wednesday, January 11, 1967 offers the following corrections and recommends their adoption:

That all "proposed" amendments to the House Rules, informally recorded, appearing on pages 71 and 72 and being all the matter appearing after the printing of HB 109 and before the reference to a demonstration as to the use of the microphone, be struck out.

Maurice Downing
For the Committee

Recommendation adopted by vv.

* * *

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled joint resolution sent up from the House of Representatives:

HJR 10

providing additional appropriation for the tax commission.

ENGROSSED BILLS COMMITTEE

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Joint Resolution:

HJR 10

providing additional appropriation for the tax commission.
Rep. Moulton

* * *

Rep. Clark moved that the order whereby HB 105, establishing a consumers' council, was referred to Executive Departments and Administration be vacated and the bill be referred to Judiciary and spoke in favor of the motion.

Motion adopted by vv.

INTRODUCTION OF A GUEST

George DerKoorkanian, Regional Courier Officer in the Foreign Service of the U. S. A., American Embassy of Panama, courtesy of the Manchester Delegation.

Rep. Cobleigh offered the following resolution and moved its adoption.

RESOLUTION

Be it Resolved: That Committee Assignments of members of the House of Representatives for the 1967 session of the General Court be permanently recorded in a daily Journal of the House of one of the days remaining in this month.

Motion adopted by vv.

COMMUNICATION

January 19, 1967

Honorable Walter R. Peterson, Jr.
Speaker, House of Representatives
State House
Concord, New Hampshire 03301

Dear Mr. Speaker:

As another legislative session begins, I am reminded of the very difficult parking problems that past sessions have

brought to the Concord Post Office. Perhaps this letter, if you will share it with other members of the House, will afford us some relief.

The Concord City Government has set aside three twelve-minute meters directly in front of the main post office on North State Street and six twelve-minute meters on the north side of Capitol Street adjacent to our south entrance for the use of our postal patrons, and these spaces should not be used for legislative parking. Additionally, the post office parking lot is limited strictly to the use of building employees.

The cooperation of you and your colleagues in this matter will be personally appreciated.

Sincerely,
Richard W. Eddy
Postmaster

* * *

Rep. Bradley offered the following motion and spoke in favor of the motion.

Moved: That the "Schedule of House Attaches & Compensation" shown in the appendix of the Journal of the House of Thursday, January 19, 1967 be added to, dated, reported by the Speaker and/or the Committee on Appropriations to the House and formally entered upon its Journal of Tuesday, January 31, 1967, or before; that all positions established by law or by resolution and paid for with monies from the continuing appropriation for expenses of the legislature be listed individually in said report with:

- 1) Title of position
- 2) Rate of basic pay (whether on a basis of a six-day week, five-day week, daily as-needed, three-day week, or other)
- 3) Rate of longevity pay and number of years of service
- 4) Length of term of employment contemplated
- 5) Committee or person to whom assigned
- 6) Name of attache, officer, employee or consultant
- 7) Daily mileage payments to each, and

that after the first report, from time to time as more positions are set up, each be reported with the same information as called

for above in the Journal of the day following appointment thereto.

* * *

Reps. Newell and Emile Soucy spoke in favor of the motion.

Reps. McMeekin, Pickett, Roberts and Cobleigh spoke against the motion.

Motion was lost by vv.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that all bills be read by title only and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 25

appropriating funds for equipment for secretary of state.

HB 69

relative to the power of Belknap College to grant certain degrees.

HB 45

prohibiting the taking of wild turkeys.

HB 51

exempting certain aged persons from license fees for taking clams and oysters.

* * *

On motion of Rep. Esther Davis the House adjourned at 12:49 P. M.

Thursday, January 26, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by House Chaplain Peter Floyd.

Almighty God, by thy Spirit teach us what is wise and what is foolish, what is noble and what is mean, what is eternal and what is passing. May we prefer goodness to greatness, worthiness to wealth, the doing of one good thing to the hearing of many great ones: rather to be servants standing in thy Way, than to have our names written in a book of earthly flame. Let us walk in a world filled with the Spirit of God, that we may know joy and peace . . . instead of emptiness, despair or indifference. This we ask in the name of Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Eastman led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

LEAVES OF ABSENCE

Rep. Pettigrew was granted leave of absence for the day on account of a death in the family.

Rep. Burnham was granted leave of absence for two days on account of important business.

Rep. Osborn was granted leave of absence for the day on account of illness.

INTRODUCTION OF BILLS

The following Bills, House Joint Resolutions, and Constitutional Amendment — Concurrent Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 202

to increase the salaries of certain state officers. (Pickett of

Cheshire Dist. 17 — To Executive Departments and Administration)

HB 203

relative to vicious dogs. (O'Hara of Coos Dist. 5 — To Municipal and County Government)

HB 204

relative to the duration of permit to import bait fish. (O'Hara of Coos Dist. 5 — To Fish and Game)

HB 205

to regulate the legal length of brook trout that can be taken in Coos County. (Huggins of Coos Dist. 1 — To Fish and Game)

HB 206

to exclude the day of posting in counting the period of time a town warrant must be posted. (Greene of Rockingham Dist. 22, and Berry of Strafford Dist. 3 — To Municipal and County Government)

HB 207

to provide for the issuance of air carrier certificates of public convenience and necessity for intrastate air transportation. (Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

HB 208

relative to the Ashland Dam properties on the Squam River in the town of Ashland. (Pryor of Grafton Dist. 17 — To Resources, Recreation and Development)

HB 209

relative to voluntary corporations. (Chamberlain of Belknap Dist. 7 — To Judiciary)

HB 210

providing for salaries for sheriff and deputy sheriffs of Rockingham county. (Ferron of Rockingham Dist. 16 — To Rockingham County Delegation)

HB 211

relative to the prevention of pollution from dredging, filling, mining, or other construction. (Urie of Belknap Dist. 1, Junkins of Rockingham Dist. 16, and Dulac of Belknap Dist. 11 — To Resources, Recreation, and Development)

HB 212

to establish a wildlife management area in the town of Moultonboro named the Kona Wildlife Area. (Davis of Carroll Dist. 5 — To Resources, Recreation, and Development)

HB 213

adopting a rabies control act. (Hunt of Coos Dist. 2 — To Public Health)

HB 214

relative to legislative mileage allowances. (Christie of Hillsborough Dist. 12, Marcotte of Strafford Dist. 5, and LaPlante of Hillsborough Dist. 16 — To Appropriations)

HB 215

relative to the first meeting of a county convention. (Frizzell of Sullivan Dist. 7 — To Municipal and County Government)

HB 216

relative to enacting or amending zoning ordinances in towns and districts. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

HB 217

relating to salaries of justices, special justices and clerks and civil jurisdiction of district courts. (Spitzli of Cheshire Dist. 1 — To Executive Departments and Administration)

HJR 28

in favor of the New Hampshire Historical Society. (Scott-Craig of Grafton Dist. 9 — To Appropriations)

Constitutional Amendment — Concurrent Resolution No. 2

relative to Succession to the Office of Governor. (Stafford of Belknap Dist. 12 — To Judiciary)

* * *

QUALIFIED

Rep. Maurice H. Cummings appeared before Governor King on January 10th and presented his credentials and was duly qualified as Representative from District 6, Sullivan County.

* * *

COMMITTEE REPORTS

HB 24

to provide additional retirement to retired members of the policemen's retirement system. Rep. Ainly for Appropriations. Ought to pass.

Ordered to third reading by vv.

HB 37

providing that by agreement examination of a banking institution may be made by the bank commissioner. Rep. Bigelow, Jr. for Banks. Ought to pass with amendment.

AMENDMENT

Amend RSA 386:36-a as inserted by section 1 of the bill by striking out the figures "383:9" in the tenth line and inserting in place thereof the figures, 383:11, so that the section as amended shall read as follows:

386:36-a In lieu of the examination by trustees or directors, as provided by section 35, or the examination by a certified public accountant, as provided by section 36, the institution may enter into an arrangement with the bank commissioner, approved by the directors by duly recorded vote and by the commissioner in writing, under which the commissioner shall make one examination each year of the affairs of the institution. The expense of such examination shall be chargeable to and paid by the institution. The procedure for such payment shall be the same as for payments by institutions for cost of examinations under RSA 383:11. Any such arrangement may be terminated by either party upon at least thirty days' notice in writing.

* * *

Amendment adopted, ordered to a third reading by vv.

HB 3

relative to payment of dues and expenses of members of New Hampshire School Board Association. Rep. O'Neil for Education. Ought to pass.

Rep. O'Neil explained the bill.

Ordered to third reading by vv.

HB 55

to grant a partial exemption on the payment of taxes on real property owned by persons over seventy years of age. Rep. Bednar for Municipal and County Government. Inexpedient to Legislate.

Rep. Brungot requested an explanation.

Rep. Morrill explained the resolution of the committee.

Resolution adopted by vv.

* * *

SENATE MESSAGE

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SB 4

relative to taking of moose.

SB 6

relative to dates for public hearings on regulations for taking fish.

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear.

SB 12

eliminating a closed season on skunk and increasing penalties for taking fur-bearing animals.

SB 16

to establish checking stations for registration of deer killed.

INTRODUCTION OF SENATE BILLS

The following Senate Bills were read a first and second time, laid on the table and referred as follows:

SB 4

relative to taking of moose. To Fish and Game.

SB 6

relative to dates for public hearings on regulations for taking fish. To Fish and Game.

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear. To Fish and Game.

SB 12

eliminating a closed season on skunk and increasing penalties for taking fur-bearing animals. To Fish and Game.

SB 16

to establish checking stations for regulation of deer killed. To Fish and Game.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 40

An act changing the name of the town of Waterville to Waterville Valley.

* * *

Rep. Cheney offered the following resolution.

RESOLUTION

Resolved, that the Clerk be instructed to procure covers for new bills for every member of the House.

* * *

Resolution adopted by vv.

Rep. Esther Davis, for the Carroll County Delegation, offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of George R. Nickerson, former Representative from Tamworth, and

Whereas, Rep. Nickerson served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Erma Nickerson.

vv resolutions unanimously adopted.

Reps. Goodrich, Junkins and Collishaw offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of LeRoy M. Lake, former Representative from Brentwood, and

Whereas, Rep. Lake served his community faithfully and with efficiency, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his daughter, Mrs. Ruth Lavine.

* * *

vv resolutions unanimously adopted.

Rep. Stevens offered the following resolutions:

RESOLUTION

Whereas, We have learned with regret of the death of Col. James C. Bates, former Representative from Chichester, and

Whereas, Col. Bates served his country, state and town with distinction and dedication, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Dorene Bates.

* * *

vv resolutions unanimously adopted.

Reps. Ackerson and Montplaisir offered the following resolutions:

RESOLUTIONS

Whereas, We have learned with regret of the death of John Pettigrew, brother of Representative James Pettigrew, therefore be it

Resolved, That we, the members of the 1967 House of Representatives in General Court convened, do hereby extend our sympathy to Representative Pettigrew, and be it further

Resolved, That a copy of these resolutions be transmitted to Representative Pettigrew.

* * *

vv resolutions unanimously adopted.

ANNOUNCEMENTS

The Chair announced that Friday, January 27 will be the 85th birthday of Nate Tirrell, former State Senator and Sergeant-At-Arms of the Senate, now the official state house guide.

The Chair also announced that today is the birthday of Rep. Williams and Rep. Moran.

* * *

REMARKS

Rep. Soucy extended remarks.

* * *

Rep. Pickett requested the Chair to explain to the House the rule on personal privilege.

The Chair ordered the following material printed for the information of the members:

MASON'S RULE ON PERSONAL PRIVILEGE

Sec. 222.

1. Questions affecting the rights, reputation and conduct of members of the body in their representative capacity are questions of personal privilege.

2. Questions of privilege of a member must relate to a person as a member of the body or relate to charges against his character which would, if true, incapacitate him for membership, and he is not entitled to the floor on a question of personal privilege unless the subject which he proposes to present relates to him in his representative capacity.

3. A person raising a question of personal privilege must confine himself to the remarks which concern himself personally, and when speaking under a personal privilege, a member has no right to defend any person other than himself.

Sec. 223.

1. A charge in the public newspaper against a member is not a question of personal privilege so long as the charge, if true, would not incapacitate him from membership.

2. A newspaper article merely criticizing a member's acts in a house does not constitute a question of personal privilege, nor does a newspaper article charging a person with disreputable conduct before he became a member, nor a like criticism of a member personally and not in his capacity as a member.

3. The fact that the presiding officer may have refused to grant recognition to a member would not constitute a question of personal privilege.

STANDING COMMITTEES OF THE HOUSE

*Means clerk of committee

AGRICULTURE Room 208W, Annex

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Underwood, R. E., Chm.	Chester	Rockingham	12
Ellms, Norman, V. Chm.	Canaan	Grafton	14
Tirrell, Loring V.*	Durham	Strafford	4
Persson, Karl J.	Candia	Rockingham	2
Noyes, Chester D.	Stewartstown	Coos	1
Stearns, Clifford D.	Hinsdale	Cheshire	10
Bradley, Richard L.	Thornton	Grafton	19
Anderson, Fayne E.	Warren	Grafton	7
Fernald, John T.	Nottingham	Rockingham	1
Johnson, Elmer L.	Winchester	Cheshire	9
Mudgett, Fred H.	Dover	Strafford	18
Churchill, Lawry W.	Westmoreland	Cheshire	2
Vickery, Harold J.	Rochester	Strafford	12
Barrows, Arthur W.	Claremont	Sullivan	5
Martel, Albert	Manchester	Hillsborough	37
Fournier, Joseph E.	Somersworth	Strafford	9
Gamache, Ovila	Allenstown	Merrimack	8
Kenney, Theodore E.	Franklin	Merrimack	15
Cares, Miles J.	Pelham	Hillsborough	24
Burrows, Adolph J.	Claremont	Sullivan	5
York, Elmer H.	Berlin	Coos	7

APPROPRIATIONS Room 318, State House

Eaton, Joseph M., Chm.	Hillsborough	Hillsborough	2
Smith, Roger A., Vice Chm	Concord	Merrimack	24

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Roberts, Milburn F.	Conway	Carroll	2
Weeks, Edna B.	Greenland	Rockingham	23
Bell, Kenneth	Plymouth	Grafton	18
Prescott, Oscar C.	Laconia	Belknap	10
Casassa, Herbert A.	Hampton	Rockingham	20
Ferguson, Charles W., Jr.	Milford	Hillsborough	11
Ballam, Louis S.	Walpole	Cheshire	1
Drake, Arthur M.	Lancaster	Coos	3
Ainley, Greta M.	Manchester	Hillsborough	27
Ferron, Albert J.	Exeter	Rockingham	16
Manchester, John C.	Hanover	Grafton	9
Sheridan, Frank H.	Berlin	Coos	7
Belcourt, Algenor	Nashua	Hillsborough	16
Bruton, George A.	Manchester	Hillsborough	29
Hartigan, Winifred E.	Rochester	Strafford	11
York, Edward H.	Concord	Merrimack	20
Scott-Craig, Mary M.*	Hanover	Grafton	9
Downing, Maurice J.	Newport	Sullivan	6
McGinness, Charles L.	Troy	Cheshire	7

BANKS

Community Room, N. H. Savings Bank

Bigelow, L. Waldo, Chm.	Warner	Merrimack	3
Stevens, H. L., V. Chm.	Gossville	Merrimack	10
Reddy, Samuel, Jr.	Hopkinton	Merrimack	5
Burnham, Roland C.	Nashua	Hillsborough	15
Mackintosh, James F.	Cornish	Sullivan	2
Lang, Geo. A.	Manchester	Hillsborough	27
Leighton, Max W.	Dover	Strafford	16
Peaslee, Elwood	Concord	Merrimack	25
Cheney, Charles H., Sr.	Concord	Merrimack	23
Roby, Arthur E., Sr.	Concord	Merrimack	26
Bridges, Webster E., Jr.	Brookline	Hillsborough	13

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Parnagian, Aram	Dover	Strafford	19
Milne, Norman F.	Manchester	Hillsborough	27
Delisle, Eugene, Sr.	Manchester	Hillsborough	34
Prudhomme, LeRoy H.	Claremont	Sullivan	3
Champagne, Edward	Manchester	Hillsborough	34
Ackerson, Elmer R., Sr.*	Manchester	Hillsborough	28
Daniel, Charles E.	Manchester	Hillsborough	39
Blanchette, Alice F.	Dover	Strafford	16
Walsh, Edward	Manchester	Hillsborough	35
Marquis, Ernest I.	Nashua	Hillsborough	18
Sweeney, Edmund P.	Nashua	Hillsborough	19

CLAIMS AND AERONAUTICS

State Library

Rufo, Pasquale V., Chm.	Concord	Merrimack	28
McFarlane, D. H., V. Chm.	Swanzey	Cheshire	11
Henry, Arthur F.*	Concord	Merrimack	22
Remick, Earle H.	Tamworth	Carroll	4
Thurston, Geo. O.	Errol	Coos	10
Beard, Geo. H.	Lebanon	Grafton	11
Davis, Esther	Conway	Carroll	2
Ciborowski, Jacob S.	Rye	Rockingham	22
Newell, Henry C.	Concord	Merrimack	26
Milne, Norman F.	Manchester	Hillsborough	27
Vallee, Roland E.	Goffstown	Hillsborough	4
Moran, Philip D.	Keene	Cheshire	17
Mousseau, Ann L.	Pittsfield	Merrimack	11
Jameson, J. Walter	Portsmouth	Rockingham	27
Dion, Leo L.	Manchester	Hillsborough	29
Nalette, Joseph C.	Manchester	Hillsborough	38
Levasseur, Alphonse	Manchester	Hillsborough	38
Dionne, John B.	Nashua	Hillsborough	19
Guilmette, Alfred J.	Dover	Strafford	17

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Dulac, Lucina A.	Lebanon	Grafton	12
Lambert, Lucien G.	Manchester	Hillsborough	39
Duhaime, Armand L.	Manchester	Hillsborough	29
Duhaime, Roger M.	Lebanon	Grafton	12

EDUCATION

Room 100, State House

O'Neil, James E., Chm.	Chesterfield	Cheshire	12
Brown, R. C., V. Chm.	Peterborough	Hillsborough	7
Greene, Elizabeth A.	Rye	Rockingham	22
Berry, Dorothy B.*	Barrington	Strafford	3
McDonough, Kathleen	New Castle	Rockingham	22
Whipple, Gladys L.	Lebanon	Grafton	13
Park, Hazel I.	Lyme	Grafton	8
Taylor, Ada C.	Whitefield	Coos	4
Colburn, Marjorie D.	New Boston	Hillsborough	3
Dawson, Ruth H.	Milton	Strafford	1
Dunham, Carroll K.	Swanzey	Cheshire	11
Gile, Robert H.	Hopkinton	Merrimack	5
Sherman, Kenneth L.	Newbury	Merrimack	2
Knight, Alice T.	Goffstown	Hillsborough	4
Bennett, Phil	Haverhill	Grafton	6
Raiche, Robert E.	Manchester	Hillsborough	34
Murphy, Peter J.	Dover	Strafford	18
McEachern, Joseph A.	Portsmouth	Rockingham	26
Saunders, Michael J.	Keene	Cheshire	14
Webster, Margaret T.	Keene	Cheshire	13
McEachern, Archie D.	Portsmouth	Rockingham	24
Reynolds, Benj. A.	Nashua	Hillsborough	17
Bowlen, Wayne	Portsmouth	Rockingham	29

ELECTIONS

Room 100, State House

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Sayer, James A., Jr., Chm.	Salem	Rockingham	7
White, Julia, Vice Chm.	Portsmouth	Rockingham	27
Graf, John A.	Bedford	Hillsborough	26
Healy, Daniel J.*	Manchester	Hillsborough	32
Sheridan, Frank H.	Berlin	Coos	7

ENGROSSED BILLS

Secretary of State's Office

Moulton, I. T., Chm.	New Durham	Strafford	2
Forbes, Roxie, V. Chm.	Marlow	Cheshire	3
Park, Hazel I.	Lyme	Grafton	8
Dearborn, Ann G.	Laconia	Belknap	9
Normandin, Margaret E.	Laconia	Belknap	9

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

Room 119, State House

Clark, Shirley M., Chm.	Lee	Strafford	4
Ratoff, John J., Vice Chm.	Hampton	Rockingham	20
Allan, Stuart B.	Meredith	Belknap	2
Sherman, Lloyd G.	Lancaster	Coos	3
Gardner, Van H.	Littleton	Grafton	1
White, Julia H.	Portsmouth	Rockingham	27
Barnes, Bernice B.	Hampton Falls	Rockingham	19
Greeley, Stephen A.	Franklin	Merrimack	16
Moran, Philip D.	Keene	Cheshire	17
Barker, Helen A.	Nashua	Hillsborough	15
Brown, Paul E.	Derry	Rockingham	5
Bouchard, Maurice L.	Nashua	Hillsborough	14
Roberts, George B.	Gilmanton	Belknap	6
Morse, Walter C.	Enfield	Grafton	15

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Gagnon, Rebecca A.	Berlin	Coos	9
Walsh, Michael	Manchester	Hillsborough	35
Boire, Henry	Somersworth	Strafford	9
Rossley, Eileen G.*	Portsmouth	Rockingham	29
Dulac, Lucien R.	Laconia	Belknap	11
Drabinowicz, A. Theresa	Nashua	Hillsborough	17
Conway, Frank T.	Manchester	Hillsborough	32

FISH AND GAME

Wild Life Room

Drew, Robert B., Chm.	Farmington	Strafford	2
Hayes, Donald J., V. Chm.	Madison	Carroll	3
Rolfe, Ernest L.	Rochester	Strafford	10
Huggins, Harry F.	Pittsburg	Coos	1
Forbes, Roxie A.	Marlow	Cheshire	3
Cheney, Geo. L.	Newton	Rockingham	8
Merrifield, Geo. R.	Sunapee	Sullivan	8
Welch, Donald J.	Concord	Merrimack	27
Bork, Geo. A.	Salisbury	Merrimack	18
Tuttle, Earl O.	Northwood	Rockingham	1
Campbell, Allan P.	Claremont	Sullivan	4
Gordon, George E. III	Pembroke	Merrimack	9
Hoar, John	Epping	Rockingham	13
LaFrance, Edward T.	Manchester	Hillsborough	33
Keating, Jeremiah J.	Keene	Cheshire	13
Gilman, Wiggin S.	Franklin	Merrimack	15
Hunt, Roger L.	North Strafford	Coos	2
Oleson, Otto H.*	Gorham	Coos	5
Bushey, Walter O.	Groveton	Coos	2
Maynard, Ralph C.	Portsmouth	Rockingham	24
Chamard, Francis J.	Nashua	Hillsborough	19
Dion, Robert A.	Nashua	Hillsborough	21
Pratt, Walter W.	Manchester	Hillsborough	29

INSURANCE
Room 208W, Annex

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Stratton, Robert J., Chm.	Derry	Rockingham	5
Call, Chellis H., V. Chm.	Concord	Merrimack	23
Montplaisir, J. Henry	Manchester	Hillsborough	28
Shindledecker, C. Dean	Hampton	Rockingham	20
Morrison, Bessie M.	Salem	Rockingham	7
Ciborowski, Jacob S.	Rye	Rockingham	22
Barron, Donald E.	Salem	Rockingham	7
Gordon, Charles F.*	Manchester	Hillsborough	27
Wright, Herbert H.	Newport	Sullivan	6
Hickey, Edward P.	Ossipee	Carroll	6
Bussiere, Andrew J.	Jaffrey	Cheshire	6
Gardner, Wm. J.	Manchester	Hillsborough	28
Allard, Edmond	Manchester	Hillsborough	39
Latour, John	Nashua	Hillsborough	22
Smith, Robert A.	Keene	Cheshire	16
Desmarais, Wm. A.	Nashua	Hillsborough	18
Fortin, O. John	Greenville	Hillsborough	9
Levesque, Treffe G.	Nashua	Hillsborough	20
Leclerc, Charles J.	Manchester	Hillsborough	33
Martel, Albina S.	Manchester	Hillsborough	33
Nelson, Albert L.	Dover	Strafford	16

INTERSTATE COOPERATION

Secretary of State's Office

Ainley, Greta M., Chm.	Manchester	Hillsborough	27
Spollett, Doris, Vice Chm.	Hampstead	Rockingham	10
Peever, Leonard B.	Salem	Rockingham	7
Pickett, Laurence M.	Keene	Cheshire	17
Normandin, Margaret E.	Laconia	Belknap	9

JOURNAL Clerk's Office

Newell, Henry C., Chm.	Concord	Merrimack	26
Hamel, S. A., V. Chm.	Seabrook	Rockingham	17
Colburn, Marjorie D.	New Boston	Hillsborough	5
Downing, Maurice J.	Newport	Sullivan	6
Wallin, Jean	Nashua	Hillsborough	14

JUDICIARY Room 307, State House

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Spitzli, Donald H., Chm.	Walpole	Cheshire	1
Sterling, David, Vice Chm.	Hillsborough	Hillsborough	2
Frizzell, Martha McD.	Charlestown	Sullivan	7
Griffin, Margaret A.	Auburn	Rockingham	3
Brungot, Hilda C. F.	Berlin	Coos	8
Eastman, Edwin W.	Exeter	Rockingham	16
Bingham, James C.	Concord	Merrimack	24
Pryor, Thomas	Ashland	Grafton	17
Palmer, Mildred L.	Plaistow	Rockingham	9
Maxwell, Diamond A.	Henniker	Merrimack	4
Sayer, James A., Jr.	Salem	Rockingham	7
Frazer, George L., Sr.	Monroe	Grafton	5
Gorham, Austin C.	Derry	Rockingham	5
Healy, Daniel J.	Manchester	Hillsborough	32
Normandin, Margaret E.*	Laconia	Belknap	9
Capistran, Armand	Manchester	Hillsborough	38
Sadler, Ann	Portsmouth	Rockingham	25
Lomazzo, Joseph	Manchester	Hillsborough	32
Grady, Edward J.	Manchester	Hillsborough	36
Gerber, Fannie	Portsmouth	Rockingham	28
Keenan, Paul D.	Hudson	Hillsborough	23

LABOR

Room 119, State House

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Stevenson, M. J., Chm.	Bethlehem	Grafton	1
Wright, J. W., Jr., V. Chm.	Merrimack	Hillsborough	25
Davis, Donald C.	Greenfield	Hillsborough	6
Plumer, Bowdoin	Bristol	Grafton	15
Berringer, St. Clair A.	Woodstock	Grafton	2
Sanders, Horace W.	Concord	Merrimack	25
MacFarlane, Donald H.	Swanzy	Cheshire	11
Austin, Charles R.	Jaffrey	Cheshire	6
Howland, Wilfred B.	Concord	Merrimack	25
Johnson, Harry S.	Rochester	Strafford	14
Bouchard, Maurice L.	Nashua	Hillsborough	14
Hamel, Stanley A.	Seabrook	Rockingham	17
Dion, Leo L.*	Manchester	Hillsborough	29
Gallagher, Christopher F.	Hudson	Hillsborough	23
Habel, Napoleon A.	Somersworth	Strafford	7
Belanger, Gerard H.	Manchester	Hillsborough	36
LaPlante, Roland H.	Nashua	Hillsborough	16
Conlon, Christopher W.	Portsmouth	Rockingham	25
Ingraham, Edward J.	Portsmouth	Rockingham	28
O'Hara, Richard E.	Gorham	Coos	5
Sullivan, Henry J.	Berlin	Coos	6
Bussiere, Andrew J.	Jaffrey	Cheshire	6
Migneault, Thomas J.	Nashua	Hillsborough	22

LIQUOR LAWS

Room 5, Annex

Collishaw, L. E., Chm.	Exeter	Rockingham	16
Christie, R. E., Jr., V. Chm.	Mont Vernon	Hillsborough	12
Kelley, Howard R.	Franklin	Merrimack	14
Nahil, Sam J.	Claremont	Sullivan	4
deBlois, Romeo R.	Laconia	Belknap	8

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Quirk, Jeremiah	Portsmouth	Rockingham	25
Foss, Eugene N.	Sugar Hill	Grafton	4
Richardson, Harriett W. B.	Dover	Strafford	19
Enright, Edward H.	Hooksett	Merrimack	7
Bernier, Alphonse L.	Manchester	Hillsborough	34
Bergeron, Alfred A.	Manchester	Hillsborough	36
Bouchard, Arthur A.	Berlin	Coos	9
Vachon, Marcel A.	Manchester	Hillsborough	40
Desilets, Romeo A.	Berlin	Coos	7
Grady, Emmett J.	Manchester	Hillsborough	40
Manning, Thomas E.	Manchester	Hillsborough	31
Blanchard, D. Ray*	Manchester	Hillsborough	34
Latour, John	Nashua	Hillsborough	22
Desmarais, William A.	Nashua	Hillsborough	18
Lavallee, William O.	Nashua	Hillsborough	21
McGrail, Edward P.	Manchester	Hillsborough	40
Marcotte, Ronald J.	Rollinsford	Strafford	5
Barrett, Gerald J.	Manchester	Hillsborough	28
Cox, Hershel W.	Merrimack	Hillsborough	25

MILEAGE

Milk Control Room

Roberts, Milburn F., Chm.	Conway	Carroll	2
Rich, Marcia T., V. Chm.	Littleton	Grafton	1
Emerson, William O.	Dalton	Coos	11
Maloonian, Sarkis N.	Somersworth	Strafford	6
McGinness, Charles L.	Troy	Cheshire	7

MILITARY & VETERANS AFFAIRS

State Library

Gay, Charles H., Chm.	Derry	Rockingham	5
Welch, Donald J., V. Chm.	Concord	Merrimack	27
O'Shan, David	Laconia	Belknap	11

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Sawyer, Frank N.*	Weare	Hillsborough	3
White, Geo. W., Sr.	Atkinson	Rockingham	8
Pollock, Stephen W., Sr.	Keene	Cheshire	14
Young, John T.	Dover	Strafford	18
Tasoulas, Chris J.	Keene	Cheshire	13
Varrill, Robert W.	Exeter	Rockingham	16
Loxton, John J.	Manchester	Hillsborough	26
Reed, Ivan C., Sr.	Raymond	Rockingham	12
Boisvert, Ralph W.	Nashua	Hillsborough	20
Manning, A. George	Groveton	Coos	2
Levesque, Treffe	Nashua	Hillsborough	20
Marcotte, Ronald J.	Rollinsford	Strafford	5
Conlon, Christopher W.	Portsmouth	Rockingham	25
Putnam, Rose S.	West Lebanon	Grafton	11
O'Connor, Michael F.	Manchester	Hillsborough	32
DuBois, Eugene I.	Nashua	Hillsborough	21
Chevrette, Michel	Manchester	Hillsborough	34
Migneault, Thomas J.	Nashua	Hillsborough	22
Derome, Ernest	Manchester	Hillsborough	34
Duhaime, Armand	Manchester	Hillsborough	29

MUNICIPAL AND COUNTY GOVERNMENT

City Hall, Council Chamber

Morrill, Roy, Chm.	Salem	Rockingham	7
Allen, James F., Vice Chm.	Rindge	Cheshire	8
Crouch, Leon M.	Durham	Strafford	4
Hanson, Richard D.	Bow	Merrimack	6
Farrington, Dana J.	Conway	Carroll	2
Bragdon, Orson H.	Amherst	Hillsborough	12
Warren, Edward G.	Lyndeborough	Hillsborough	10
Hall, Charles H.	Londonderry	Rockingham	4
Leavitt, James F.	North Hampton	Rockingham	21

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Hackler, Jacob M.	Swanzy	Cheshire	11
Barker, Sheldon L.	Keene	Cheshire	17
Tarbell, Maurice E.	Windham	Rockingham	6
Galbraith, Donald B.	Charlestown	Sullivan	7
Bednar, John M.*	Hudson	Hillsborough	23
Poliquin, Arthur	Nashua	Hillsborough	18
Coffin, Fred J.	Somersworth	Strafford	8
Gaffney, William L.	Claremont	Sullivan	3
Cummings, Maurice H.	Newport	Sullivan	6
Sweeney, James A.	Manchester	Hillsborough	36
Martel, Albert A.	Manchester	Hillsborough	37

PUBLIC HEALTH

State Library

McMeekin, N. A., Chm.	Haverhill	Grafton	6
Barker, Nelson, Vice Chm.	Stratham	Rockingham	15
Andersen, Chris K.	Concord	Merrimack	25
McCarthy, Walter D.	Laconia	Belknap	8
Clark, Ernest D.	Kingston	Rockingham	8
Howard, Donald*	Bartlett	Carroll	1
Randall, Earle F.	Tilton	Belknap	3
Mahony, James L.	Manchester	Hillsborough	28
Rich, Marcia T.	Littleton	Grafton	1
Noyes, Chester D.	Stewartstown	Coos	1
Gay, Paul B.	New London	Merrimack	1
Bennett, Jennie	Richmond	Cheshire	9
Goodrich, Vera E.	Epping	Rockingham	13
Buatti, Saverio	Pittsfield	Merrimack	11
Mason, Samuel F.	Nashua	Hillsborough	17
Rubins, Glenna H.	Rochester	Strafford	12
Dubey, Leon T.	Berlin	Coos	6
Chasse, Peter N.	Somersworth	Strafford	8

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Corey, William W.	Manchester	Hillsborough	31
Bernard, Mary E.	Dover	Strafford	17
Lesage, Romeo R.	Nashua	Hillsborough	16
Aubut, Adelard J.	Nashua	Hillsborough	20
Maglaras, John	Dover	Strafford	20

PUBLIC WELFARE & STATE INSTITUTIONS

Wild Life Room

Heald, Cleon E., Chm.	Keene	Cheshire	15
Cochrane, A., V. Chm.	Durham	Strafford	4
Maxham, Paul B.	Concord	Merrimack	27
Thompson, Arthur E.	Wilmot Flat	Merrimack	19
Gutterson, Mildred E.*	Keene	Cheshire	15
Kersting, Constance	Pembroke	Merrimack	9
Cate, Milton A.	Penacook	Merrimack	20
Keeney, Phyllis	Hudson	Hillsborough	23
Chamberlain, Leslie M.	Wolfeboro	Carroll	7
Balomenos, Sandra	Rochester	Strafford	15
Spaulding, Roma A.	Claremont	Sullivan	4
Richardson, Harriett	Dover	Strafford	19
Merrill, Shirley K.	Lebanon	Grafton	13
Babineau, Arthur F.	Concord	Merrimack	26
Gaskill, Peter C.	Londonderry	Rockingham	4
Shindledecker, C. Dean	Hampton	Rockingham	20
Peabody, Arthur H.	Pelham	Hillsborough	24
Bissonnette, Oscar P.	Nashua	Hillsborough	22
Beaudoin, Leo E.	Rochester	Strafford	13
LaRoche, Leo	Franklin	Merrimack	16
Burke, John A.	Manchester	Hillsborough	40
Dubey, Leon T.	Berlin	Coos	6

PUBLIC WORKS

Room 208, Annex

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Stafford, George W., Chm.	Laconia	Belknap	12
Corriveau, A. J., V. Chm.	Rochester	Strafford	15
Spollett, Doris M.	Hampstead	Rockingham	10
Willey, Philip S.	Campton	Grafton	19
Edwards, Ellerton H.	Antrim	Hillsborough	1
Fox, Arthur H.	Wakefield	Carroll	8
Davis, Esther M.	Conway	Carroll	2
Marsh, Harry N.	Colebrook	Coos	1
Wiggin, Ralph M.	Bedford	Hillsborough	26
Dane, C. Cecil	Portsmouth	Rockingham	26
Foster, Claude W.	Laconia	Belknap	12
Cummings, Everett	Fremont	Rockingham	11
Emerson, William O.	Dalton	Coos	11
Trowbridge, C. R.*	Dublin	Cheshire	4
Davis, Alice	Concord	Merrimack	21
Fortier, Guy J.	Berlin	Coos	6
D'Amante, Carmine F.	Claremont	Sullivan	5
Lemire, George	Berlin	Coos	8
Williams, Donald W.	Berlin	Coos	8
McGee, Edna B.	Lincoln	Grafton	3
Keefe, William F.	Portsmouth	Rockingham	24
Barnard, Roland	Goffstown	Hillsborough	4
Cook, George A.	Hooksett	Merrimack	7

RESOURCES, RECREATION AND DEVELOPMENT

Room 207, Annex

Claffin, Russell G., Chm.	Wolfeboro	Carroll	7
Urie, Thomas, V. Chm.	New Hampton	Belknap	1
Kimball, Hayford T.	Derry	Rockingham	5
Watson, Lyle N.	Belmont	Belknap	5
Williamson, Stanley H.	Goshen	Sullivan	9

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Schwaner, Annie M.*	Plaistow	Rockingham	9
Dame, Walter B.	Concord	Merrimack	23
Junkins, F. Leroy	Exeter	Rockingham	18
Kopperl, George D.	Canterbury	Merrimack	12
Heald, Philip C., Jr.	Wilton	Hillsborough	10
Logan, Harland D.	Plainfield	Sullivan	1
Davis, Dorothy	Moultonboro	Carroll	5
Tilton, John H.	Littleton	Grafton	1
Piper, Nelson B., Jr.	Meredith	Belknap	2
Sewall, F. Albert	Newmarket	Rockingham	14
Bartlett, F. Arthur	Goffstown	Hillsborough	4
Winkley, Noreen D.	Rochester	Strafford	11
Sweeney, Edmund P.	Nashua	Hillsborough	19
Clancy, Edward D.	Manchester	Hillsborough	32
Parent, Emile J.	Berlin	Coos	9
Normand, Robert J.	Manchester	Hillsborough	37
Weilbrenner, Charles A.	Goffstown	Hillsborough	4
MacKenzie, Lawrence H.	Keene	Cheshire	16
Dion, Robert A.	Nashua	Hillsborough	21

RULES

Speaker's Office

Peterson, W. R., Jr., Chm.	Peterborough	Hillsborough	7
Cobleigh, M. W., V. Chm.	Nashua	Hillsborough	15
Angus, George W.	Claremont	Sullivan	4
Weeks, Edna B.	Greenland	Rockingham	23
O'Neil, James E.	Chesterfield	Cheshire	12
Pickett, Laurence M.	Keene	Cheshire	17
Dion, Leo L.	Manchester	Hillsborough	29
Sheridan, Frank H.	Berlin	Coos	7

TRANSPORTATION

Room 208W, Annex

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Smith, S. W., Sr., Chm.	Plymouth	Grafton	18
McQuade, P. R., V. Chm.	Dover	Strafford	19
Chamberlain, K. W., Sr.	Alton	Belknap	7
Carter, Malcolm M.	Milford	Hillsborough	11
Yardley, William L.	Marlboro	Cheshire	5
Coburn, Roscoe N.	Milford	Hillsborough	11
Osborn, Clayton E.	Portsmouth	Rockingham	6
Karnis, Theodore H.	New Ipswich	Hillsborough	8
Moulton, Idanelle	New Durham	Strafford	2
Remick, Earle H.	Tamworth	Carroll	4
Soucy, Emile J.	Manchester	Hillsborough	27
Hamel, Stanley A.	Seabrook	Rockingham	17
Mattice, Russell C.	Concord	Merrimack	17
Fuller, Roland F.	Concord	Merrimack	26
Smith, Manson B.	Hebron	Grafton	10
Manning, A. George	Northumberland	Coos	2
McDermott, Walter F.	Manchester	Hillsborough	30
Cox, Herschel W.	Merrimack	Hillsborough	25
McGee, Edna B.	Lincoln	Grafton	3
Wallin, Jean R.*	Nashua	Hillsborough	14
Soucy, Charles A.	Manchester	Hillsborough	39
Rousseau, Hector J.	Manchester	Hillsborough	39
Brennan, Madalyn	Rochester	Strafford	14

WAYS AND MEANS

Room 120, Annex

Angus, George W., Chm.	Claremont	Sullivan	4
Peever, L. B., V. Chm.	Salem	Rockingham	7
Colbath, William E.	Dover	Strafford	19
Brocklebank, Daniel	Hollis	Hillsborough	13

<i>Name</i>	<i>Town</i>	<i>County</i>	<i>District</i>
Head, George A.	Laconia	Belknap	10
Guild, Lawrence W.	Gilford	Belknap	4
Thompson, Doris L.	Northfield	Merrimack	13
Joslyn, Olin A.	Sanbornton	Belknap	3
Canney, Ralph W.	Rochester	Strafford	2
Saggiotes, James A.	Newport	Sullivan	6
Pettigrew, James	Manchester	Hillsborough	27
Gelt, Jeanette	Salem	Rockingham	7
Graf, John A.	Bedford	Hillsborough	26
Cone, John C.	Hanover	Grafton	9
Casey, Denis F.	Manchester	Hillsborough	32
Hurley George J.	Manchester	Hillsborough	37
Twardus, John	Newmarket	Rockingham	14
St. Pierre, Angeline M.*	Rochester	Strafford	13
Maloomian, Sarkis N.	Somersworth	Strafford	6
Cullity, William J.	Manchester	Hillsborough	30
Dearborn, Ann G.	Laconia	Belknap	9
Welch, John L.	Manchester	Hillsborough	30
Bouchard, Arthur A.	Berlin	Coos	9

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that all bills be read by title only and that when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

HB 3

relative to payment of dues and expenses of members of New Hampshire School Board Association, was read a third time.

Rep. Pickett moved that HB 3 be indefinitely postponed, and subsequently withdrew the motion.

HB 3

was passed and sent to the Senate for concurrence.

The following bills were read a third time, passed, and sent to the Senate for concurrence.

HB 24

to provide additional retirement to retired members of the policemen's retirement system.

HB 37

providing that by agreement examination of a banking institution may be made by the bank commissioner.

* * *

On motion of Rep. Dorothy Davis of Moultonborough the House adjourned at 11:59 A.M.

Tuesday, January 31, 1967

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Your prayers are requested for the representative from Seabrook . . . Montervill Leslie . . . who underwent critical surgery yesterday at the Portsmouth Naval Hospital

* * *

As we bless thy holy name, O Lord, we give special thanks for thy servants . . . Virgil Grissom, Edward White and Roger Chaffee . . . who have departed this life in thy faith and love. We ask thee to give us grace to follow their good examples . . . that we might help carry on the work which they began. Grant, O Lord, that the offering of their lives may not have been made in vain; that we may hear the call to nobler living which sounds in our ears from the graves of those who have died that we might live.

Hence, we dedicate our lives anew to the hard work of seeing thy kingdom in our very midst; that so, out of misery and loss there may arise a better nation and a more mature world. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Dawson led the Convention in the Pledge of Allegiance to the Flag.

HOUSE
LEAVES OF ABSENCE

Reps. Downing and Bernard were granted leave of absence for the day on account of illness.

Rep. Bowlen was granted leave of absence for today and Wednesday on account of important business.

Rep. Drabinowicz was granted leave of absence for the week on account of illness.

INTRODUCTION OF BILLS

The following Bills, and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 218

relative to taxation of real estate of religious educational and charitable institutions. (Rep. Willey of Grafton Dist. 19, Allen of Cheshire Dist. 8, and Spollett of Rockingham Dist. 10 — To Judiciary)

HB 219

directing the installation of emergency communication devices along certain highways. (Gardner of Grafton Dist. 1, and Stevenson of Grafton Dist. 1 — To Transportation)

HB 220

providing bonus payments for Viet Nam veterans. (Remick of Carroll Dist. 4 — To Military and Veterans' Affairs)

HB 221

relating to Merrimack Valley School District. (York of Merrimack Dist. 20 — To Education)

HB 222

relative to counting ballots at elections. (Bednar of Hillsborough Dist. 23 — To Judiciary)

HB 223

relative to expenditure of funds from special motor vehicle licenses. (Stevenson of Grafton Dist. 1, and Gardner of Grafton Dist. 1 — To Transportation)

HB 224

to repeal the statute requiring residents to report their marriage if performed outside the state. (Bednar of Hillsborough Dist. 23 — To Judiciary)

HB 225

to give municipal and district courts discretionary power to suspend operators' licenses in limited cases. (Pryor of Grafton Dist. 17 — To Judiciary)

HB 226

relating to method of enactment of building code ordinances in towns. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

HB 227

to increase certain fees under commercial code. (Fuller of Merrimack Dist. 26 — To Executive Departments and Administration)

HJR 29

in favor of Vera J. Meeker. (Taylor of Coos Dist. 4 — To Claims & Aeronautics)

HJR 30

providing reimbursement to Marguerite Hastings for expenses incurred as a staff member of the board of nursing education and nurse registration. (Taylor of Coos Dist. 4 — To Claims and Aeronautics)

* * *

COMMITTEE REPORTS**HJR 15**

appropriating funds for the establishment and maintenance of certain positions in the bureau of child welfare. Rep. Casassa for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend HJR 15 — “appropriating funds for the establishment and maintenance of certain positions in the bureau of child welfare” by deleting all after the resolving clause and inserting in place thereof the following:

Appropriation. The sums hereinafter mentioned are appropriated for the fiscal year ending June 30, 1967, for the bureau of child welfare services in the division of welfare of the department of health and welfare:

Administration:

Social Security

\$860.

Field Services:

Personal Services:

Other	\$23,710.
Current Expenses	5,800.

Travel:

In State	2,550.
Out of State	1,500.

Total	<hr/> 33,560.
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Total appropriated	<hr/> \$34,420.
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The above appropriation provides for the continuation of twenty-one presently authorized temporary positions until July 1, 1967:

- 5 Supervisors
- 11 Caseworkers
- 5 Clerk-Stenographers I

The sums hereby appropriated are in addition to any other sums appropriated for the bureau of child welfare for the fiscal year ending June 30, 1967, and the governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

* * *

Rep. Smith of Concord explained the amendment.

Amendment adopted, ordered to third reading by vv.

Rep. Smith of Concord moved that the Rules of the House be so far suspended as to place HJR 15 on third reading and final passage at the present time by title only and spoke in favor of the motion.

Motion adopted by vv.

THIRD READING

HJR 15

was read a third time, passed, and sent to the Senate for concurrence.

REPORTS CONTINUED

HB 60

to establish a division of state architecture. Rep. Sherman for Executive Departments & Administration. Inexpedient to Legislate.

Resolution adopted by vv.

HB 53

prohibiting the sale of air rifles to minors under eighteen.

Rep. Brungot for Judiciary. Ought to pass.

Bill ordered to a third reading by vv.

HB 67

defining amount of small claims. Rep. Bingham for Judiciary. Inexpedient to Legislate.

(Discussion ensued.)

Rep. Bednar moved that HB 67 be referred to Judiciary Council and spoke in favor of the motion.

Reps. Pryor and Maxwell spoke against the motion.

Motion lost by vv.

Motion on resolution, inexpedient to Legislate.

Resolution adopted by vv.

HB 114

relative to validation of deeds lacking acknowledgment.

Rep. Capistran for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the word "acknowledged" in the sixth and fourteenth lines the words, or because it was not validly acknowledged, so that the section as amended shall read as follows:

1 Acknowledgment. Amend the title of RSA 477:16 (supp) as amended by 1963, 65:1 by striking out the title and inserting in its place the following: Deeds Lacking Statement of Consideration, or Seals, or Witnesses, or Acknowledgments, Validated. Further amend the section by inserting after the word

“witnessed” in line six the words, or because it was not acknowledged or because it was not validly acknowledged, and by inserting after the word “witnessed” in line ten the words, or had been acknowledged, so that the section as amended shall read as follows: 477:16 Deeds Lacking Statement of Consideration, or Seals, or Witnesses or Acknowledgments, Validated. When any instrument of writing shall have been on record in the office of the register of deeds in the proper county for the period of ten years, and there is a defect in such instrument because it omitted to state any consideration therefor or because it was not sealed by the grantors or any of them, or because it was not witnessed or because it was not acknowledged or because it was not validly acknowledged, such instrument shall, from and after the expiration of ten years from the filing thereof for record, be valid as though such instrument had, in the first instance, stated the consideration therefor or had been sealed by all of the grantors or had been witnessed or had been acknowledged in full compliance with requirements of law, and such instrument shall, after the expiration of ten years from the filing of the same for record, impart to subsequent purchasers, incumbrancers and all other persons whomsoever, notice of such instrument of writing so far as and to the same extent that the same then be recorded, copied or noted in such books of record, notwithstanding such defect. Provided that nothing herein contained shall be construed to affect any rights acquired by grantees, assignees or incumbrancers subsequent to the filing of such instrument for record and prior to the expiration of ten years from the filing of such instrument for record: and provided further, that this section shall not apply to conveyances or other instruments of writing, the validity of which is brought in question in any suit now pending in any of the courts of this state.

* * *

Amendment adopted and bill ordered to third reading by
vv.

HB 63

to provide for the construction of a nursing facility unit at the Soldiers' Home. Rep. Sawyer for Military & Veterans' Affairs. Ought to pass with amendment.

AMENDMENT

Amend section 1 by inserting after the word "nursing" in line six the word (care) so that the section as amended shall read as follows:

1 Statement of Purpose and Policy. It is the policy of the general court to provide nursing facilities for veterans who are not sick enough to be in United States veteran hospitals but who are not well enough to be able to manage for themselves in the New Hampshire Soldiers' Home as it is now operated. The general court recognizes that the existing building is inadequate to provide the nursing care facilities necessary to provide the standard of care desired by the general court.

Amend section 3 by inserting after the word "nursing" in line five the word (care); further amend by striking out after the word "facilities" in line five the word "unit" so that the section as amended shall read as follows:

3 Federal Assistance. The governor is authorized to make application to, cooperate with, and enter into any agreements with the federal government, or any agency thereof, to secure the participation of the United States government, through the allotment of federal funds, in the cost of planning, constructing, and equipping the nursing care facilities.

Amend section 8 by striking out after the word "vacated" in line four the words "to occupy the new nursing facilities unit" so that the section as amended shall read as follows:

8 Authorization for Sale. The governor and council are authorized to sell at public or private sale the existing nursing care unit which is to be replaced, at a price they determine to be fair and equitable as soon as the existing unit is vacated.

* * *

Amendment adopted by vv. Referred HB 63 to Appropriations under the Rules.

HB 64

to authorize the Board of Managers of the New Hampshire Soldiers' Home to appoint an acting Commandant at the Home. Rep. Sawyer for Military & Veterans' Affairs. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the section and inserting in its place the following:

2 Appropriation. In addition to any other funds appropriated for the New Hampshire Soldiers' Home the sum of six hundred sixty-six dollars and sixty-six cents is hereby appropriated for the fiscal year ending June 30, 1967 and a like sum for each of the fiscal years thereafter to be spent for the salary and expenses of the acting commandant. The governor is authorized to draw his warrant for the said sums out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred HB 64 to Appropriations under the Rules.

HB 92

to reclassify Class II highways in the town of Moultonboro to Class V highways. Rep. Esther Davis for Public Works. Ought to pass.

Ordered to third reading by vv.

HB 97

to reclassify a Class II highway in the town of Plainfield to a Class V highway. Rep. Foster for Public Works. Ought to pass.

Ordered to third reading by vv.

HB 48

to correct the spelling of Tenney Mountain highway. Rep. Cummings for Public Works. Ought to pass.

Ordered to third reading by vv.

HB 91

to reclassify a Class II highway in the town of Dorchester to a Class V highway. Rep. Fortier for Public Works. Ought to pass.

Ordered to third reading by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bill:

HB 40

AN ACT changing the name of the town of Waterville to Waterville Valley.

Rep. Dearborn
For the Committee

* * *

SENATE MESSAGE

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

SB 39

making appropriation for binding certain copies of the commercial code.

* * *

INTRODUCTION OF SENATE BILL

SB 39

was read a first and second time and referred to Appropriations.

* * *

RESOLUTIONS

Rep. Gay offered the following resolutions:

Whereas, the Shriners Hospital at Springfield, Massachusetts, the Shriners Hospital at Montreal, Canada, and the Burns Institute at Boston, Massachusetts, have made outstanding contributions to the youth of our state in their endeavors in orthopedic treatment, and

Whereas, these hospitals offer facilities to all children under fifteen years of age without regard for race, color or creed and without remuneration in any form, Therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, do here-

by extend our thanks for the benefits conferred upon the children of New Hampshire and our hope for the future expansion of these wonderful facilities, especially the Burns Institute, and be it further

Resolved, a copy of these resolutions be transmitted to the proper authorities.

* * *

Resolutions adopted by vv.

RESOLUTIONS

Rep. Hamel offered the following resolutions:

Whereas, Representative Montervill Leslie is seriously ill and confined to the Portsmouth Naval Hospital, therefore be it

Resolved, That we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy in his illness to our fellow member and our best wishes for a speedy recovery, and be it further

Resolved, that the Clerk be instructed to transmit a copy of these resolutions to Representative Leslie.

* * *

Resolutions unanimously adopted by vv.

Rep. Bradley offered the following resolution:

RESOLUTION

Whereas, legislative actual expenditures for 1966 show that the amount expended for out-of-state travel was \$11,471.88, a much greater amount than for previous years, and

Whereas, this appears to be entirely out of line as compared with other years, therefore be it

Resolved, that information be furnished the general court in regard to this item showing to whom the amounts were paid and the amount each received, when and where the travel took place, why it took place and who authorized the expenditures, and be it further

Resolved, that this information be printed in the house journal as soon as possible and no later than February 1.

* * *

Reps. Bradley, Capistran and Coburn spoke in favor of the resolution.

At the request of Rep. Drake the Clerk read the resolution a second time.

Reps. Drake, Cobleigh, O'Neil and Pickett spoke against the resolution.

Discussion ensued

Rep. Bradley spoke a second time in favor of the resolution.

On a vv vote the resolution was not adopted.

Rep. Bradley requested a division.

158 members having voted in the affirmative and 181 in the negative the resolution was not adopted.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following joint resolution sent up from the House of Representatives:

HJR 15

appropriating funds for the establishment and maintenance of certain positions in the bureau of child welfare.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that all bills be read by title only, and that when the House adjourns today it be to meet tomorrow at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence.

HB 53

prohibiting the sale of air rifles to minors under eighteen.

HB 114

relative to validation of deeds lacking acknowledgment.

HB 92

to reclassify Class II highways in the town of Moultonboro to Class V highways.

HB 97

to reclassify a Class II highway in the town of Plainfield to a Class V highway.

HB 48

to correct the spelling of Tenney Mountain Highway.

HB 91

to reclassify a Class II highway in the town of Dorchester to a Class V highway.

* * *

On motion of Rep. Forbes the House adjourned at 12:36 P.M.

Wednesday, February 1

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Almighty God, who reveals thyself to us at the center and in the depth of our humanity . . . grant us to know that which is worth knowing, to love that which is worth loving, to praise what can bear with praise, to hate what in thy sight is unworthy, to prize what to thee is precious, and above all to search out and do what is well-pleasing to thee.

And especially, in this our legislative task, grant us the serenity to accept the things we cannot change, the courage to

change the things we can, and the wisdom to distinguish the one from the other. This we ask in the name of Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Drake led the Convention in the Pledge of Allegiance to the Flag.

HOUSE LEAVES OF ABSENCE

Rep. Randall was granted leave of absence for today and Thursday on account of illness.

Rep. Cares was granted leave of absence for the day on account of important business.

Rep. Call was granted leave of absence for February 1, 2, 7, 8 and 9 on account of active duty with the N. H. National Guard.

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Joint Resolution and House Bill:

HJR 15

JOINT RESOLUTION appropriating funds for the establishment and maintenance of certain positions in the bureau of child welfare.

HB 68

AN ACT relative to power of Hesser Business College to grant certain degrees.

INTRODUCTION OF BILLS

The following Bills, and House Joint Resolution was read a first and second time, laid on the table for printing and referred as follows:

HB 228

relative to the taxation of house trailers. (Allan of Belknap Dist. 2 — To Municipal and County Government)

HB 229

to require a periodic eye examination before renewal of driver's license. (Gorham of Rockingham Dist. 5 — To Transportation)

HB 230

for the establishment of the position of poet laureate of this state. (Greene of Rockingham Dist. 22 — To Executive Departments and Administration)

HB 231

providing for the taking of bear at anytime. (Bradley of Grafton Dist. 19 — To Fish and Game)

HB 232

providing that state aid for construction or reconstruction of town highways may include resurfacing and bridge construction and repair. (Roberts of Belknap Dist. 6 — To Public Works)

HB 233

imposing a head tax to be collected and kept by cities and towns. (Bradley of Grafton Dist. 19 — To Ways and Means)

HB 234

to increase the salary of the director of probation. (Capistran of Hillsborough Dist. 38 — To Executive Departments and Administration)

HB 235

amending the hazardous substance law to include hazardous toys and articles intended for children. (Mahony of Hillsborough Dist. 28 — To Judiciary)

HJR 31

relative to the operating expenses of educational television station, WENH-TV and state educational television network satellite stations in Keene, Hanover, Littleton, and Berlin. (Smith of Grafton Dist. 18. and Scott-Craig of Grafton Dist. 9 — To Appropriations)

Rep. Drew offered the following resolution and moved its adoption.

RESOLUTION

Resolved, That the Fish and Game Committee is hereby

authorized and directed to hold a public hearing at the following time and place:

High School Auditorium, Groveton, Sunday, March 5, 1967 at 2:30 P.M.

for the purpose of taking testimony and to receive any information, suggestions, or requests relative to any fish and game matter from any persons wishing to be heard.

* * *

The Clerk read the resolution in full.

Resolution adopted by vv.

* * *

RECONSIDERATION

Rep. O'Neil having voted with the majority moved that the House reconsider its action whereby it did not adopt resolution concerning Legislative expenditures which was before the House yesterday, and spoke in favor of the motion.

Motion adopted by vv.

REPRESENTATIVE COBLEIGH IN THE CHAIR

Rep. Peterson spoke against the resolution.

Rep. O'Neil moved that the House indefinitely postpone any further action on the resolution on legislative expenditures and spoke in favor of the motion.

Rep. Hayes requested the Yeas and Nays and the request was duly seconded by Rep. Spitzli.

ROLL CALL

Yeas — 380 Nays — 2

CARROLL COUNTY: Howard, Davis, Esther M., Farrington, Roberts, Milburn F., Hayes, Remick, Davis, Dorothy W., Hickey, Clafin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Forbes, Trowbridge, Yardley, Austin, Bussiere, McGinness, Allen, James

F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Dunham, Hackler, MacFarlane, O'Neil, Keating, Tasoulas, Webster, Pollock, Saunders, Gutterson, Heald, Cleon E., MacKenzie, Smith, Robert A., Barker, Sheldon L., Moran, Pickett.

COOS COUNTY: Huggins, Marsh, Noyes, Bushey, Hunt, Manning, A. George, Drake, Sherman, Lloyd G., Taylor, O'Hara, Oleson, Dubey, Fortier, Sullivan, Desilets, Sheridan, York, Elmer H., Brungot, Lemire, Williams, Bouchard, Arthur A., Gagnon, Parent, Thurston, Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, McGee, Foss, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Cone, Manchester, Scott-Craig, Smith, Manson B., Beard, Putnam, Duhaime, Roger M., Dulac, Lucina A., Merrill, Whipple, Elhus, Morse, Plumer, Pryor, Bell, Smith, Stephen W., Sr.

HILLSBOROUGH COUNTY: Edwards, Eaton, Sterling, Sawyer, Barnard, Bartlett, Knight, Vallee, Weillbrenner, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Peterson, Karnis, Fortin, Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Ferguson, Bragdon, Christie, Bridges, Brocklebank, Bouchard, Maurice L., Wallin, Barker, Helen A., Burnham, Belcourt, LaPlante, Lesage, Mason, Reynolds, Desmarais, Marquis, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Boisvert, Levesque, Dubois, Lavallee, Bissonnette, Latour, Migneault, Bednar, Gallagher, Keeney, Peabody, Cox, Wright, John W., Jr., Graf, Loxton, Wiggin, Ainley, Gordon, Charles F., Lang, Milne, Pettigrew, Soucy, Emile J., Ackerson, Barrett, Gardner, William J., Mahony, Montplaisir, Bruton, Dion, Leo L., Duhaime, Armand L., Pratt, Cullity, McDermott, Welch, John L., Corey, Manning, Thomas E., Walsh, Edward J., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, Lafrance, Leclerc, Martel, Albina S., Bernier, Blanchard, Champagne, Chevette, Delisle, Raiche, Derome, Walsh, Michael P., Belanger, Bergeron, Grady, Edward J., Sweeney, James A., Hurley, Normand, Capistran, Levasseur, Nalette, Allard, Daniel, Lambert, Rousseau, Soucy, Charles A., Burke, Grady, Emmett J.

MERRIMACK COUNTY: Gay, Paul B., Sherman, Kenneth L., Bigelow, Maxwell, Gile, Reddy, Hanson, Cook, Enright, Gamache, Gordon, George E., Kersting, Stevens, Buatti, Mousseau, Kopperl, Thompson, Doris L., Kelley, Gilman, Kenney, Greeley, Laroche, Mattice, Bork, Thompson, Arthur E., Cate, York,

Edward H., Davis, Alice, Henry, Cheney, Charles H., Dame, Walter B., Bingham, Smith, Roger A., Andersen, Chris K., Howland, Peaslee, Sanders, Babineau, Fuller, Newell, Roby, Maxham, Welch, Donald J., Rufo.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Stratton, Tarbell, Barron, Gelt, Morrill, Morrison, Peever, Sayer, Clark, Ernest D., White, George W., Palmer, Schwaner, Spollett, Cummings, Everett, Reed, Underwood, Goodrich, Hoar, Sewall, Twardus, Barker, Nelson E., Collishaw, Eastman, Ferron, Junkins, Varrill, Hamel, Cheney, George L., Barnes, Casassa, Ratoff, Shindledecker, Leavitt, Ciborowski, Greene, McDonough, Weeks, Keefe, Maynard, McEachern, Archie D., Conlon, Quirk, Sadler, McEachern, Joseph A., Jameson, White, Julia H., Gerber, Ingraham, Rossley.

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Rolfe, Hartigan, Winkley, Rubins, Vickery, Beaudoin, St. Pierre, Johnson, Harry S., Balomenos, Corriveau, Blanchette, Leighton, Nelson, Bernard, Guilmette, Mudgett, Murphy, Young, Colbath, McQuade, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Logan, MacKintosh, Gaffney, Prudhomme, Angus, Campbell, Nahil, Spaulding, Barrows, Burrows, D'Amante, Cummings, Maurice H., Downing, Saggiotes, Wright, Herbert H., Frizzell, Galbraith, Merrifield, Williamson.

BELKNAP COUNTY: Urie, Allan, Stuart B., Piper, Joslyn, Guild, Watson, Roberts, George B., Chamberlain, Kenneth W., DeBlois, McCarthy, Dearborn, Normandin, Head, Prescott, Dulac, Lucien R., O'Shan, Foster, Stafford.

Nays

2

CARROLL COUNTY: None.

CHESHIRE COUNTY: None.

COOS COUNTY: None.

GRAFTON COUNTY: Bradley.

HILLSBOROUGH COUNTY: Keenan.

MERRIMACK COUNTY: None.

ROCKINGHAM COUNTY: None.

STRAFFORD COUNTY: None.

SULLIVAN COUNTY: None.

BELKNAP COUNTY: None.

And the motion to indefinitely postpone the resolution on legislative expenditures was adopted.

SPEAKER IN THE CHAIR

(Recess)

AFTER RECESS

COMMITTEE REPORTS

HB 8

relative to appropriations for county extension agents.
Rep. Drake for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the title and inserting in its place the following:

An Act relative to appropriations for five area agents in
agriculture.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1 University of New Hampshire. Notwithstanding any of the provisions of RSA 187:23 as amended by Laws 1965, chapter 357, section 1, the appropriation provided for by Laws 1965, 357:2 shall be available for the maintenance of the five area agents in agriculture for the period from January 1, 1967 to June 30, 1967, provided that the amount paid for each agent shall not exceed the sum of six thousand dollars for the year.

Amend section 2 of the bill by striking out the section.

Amend section 3 of the bill by striking out the section and inserting in its place the following:

2 Effective Date. This act shall take effect as of January 1, 1967.

Amendment adopted by vv and bill ordered to third reading.

HB 132

relating to the Hillsboro-Deering Cooperative School District. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

HB 76

relative to compensation for board of optometry and annual fees for registered optometrists. Rep. Barnes for Executive Departments & Administration. Ought to pass.

Ordered to third reading by vv.

HB 123

relative to the trustees of Dartmouth College. Rep. Healy for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 116

relative to naming of a bridge the Piscataqua River Bridge. Rep. Fortier for Public Works. Ought to pass.

Rep. Keefe and Rep. Downing spoke in favor of the motion.

Ordered to a third reading by vv.

HJR 12

prohibiting the limiting or controlling of access to and the commercial development along a certain highway in the towns of Campton, Thornton and Waterville. Rep. Cummings for Public Works. Inexpedient to Legislate.

Resolution adopted by vv.

RECONSIDERATION

Rep. Cobleigh moved that the House reconsider its action whereby HB 76 was ordered to a third reading.

Motion adopted by vv.

The Chair referred HB 76 to Appropriations under the Rules.

HB 43

relative to the sale of sweepstakes tickets. Rep. Ratoff for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "cooperate with the sweepstakes commission" in the tenth line and inserting in place thereof the words, have regulatory powers over the sales and advertising of sweepstakes tickets;

Further amend the section by adding at the end thereof the words, at a uniform rate of compensation; so that the section as amended shall read as follows:

1 Authority Enlarged. Amend paragraph II of RSA 284:21-h as inserted by 1963, 52:1 and amended by 1963, 200:3 and 1965, 200:1 by inserting after subparagraph (b) the following new subparagraphs:

(c) May be sold by the sweepstakes commission in the following locations:

(1) at, within, or upon the following premises owned or controlled by the state: Franconia Notch State Park, Hampton Beach State Park, Mount Sunapee State Park and Crawford Notch State Park. The state agency responsible for the operation of these locations shall have regulatory powers over the sales and advertising of sweepstakes tickets.

(2) at, within or upon the following premises owned or controlled by a political subdivision of the state: Weirs Beach. The sweepstakes commission shall obtain prior permission from the administrative authorities for this location before selling tickets at, within or upon these premises.

(d) May be sold by or for the sweepstakes commission in the following locations: such major type hotels, motels, commercial areas and local fairs as are approved by the commission and subject to rules and regulations established by the commission. Tickets may be sold only in such of these locations as desire to cooperate. The commission and management shall make mutually agreeable arrangements to accomplish the sale of tickets at a uniform rate of compensation.

Rep. Clark explained the Committee amendments.

Discussion ensued.

Question on amendment offered by committee.

Amendment adopted by vv.

Rep. Shirley Clark offered the following amendment and spoke in favor of the motion.

AMENDMENT

Amend section 1 of the bill by striking out said section and inserting in its place the following:

1 Authority Enlarged. Amend paragraph II of RSA 234:21-h as inserted by 1963, 52:1 and amended by 1963, 200:3 and 1965, 200:1 by inserting after subparagraph (b) the following new subparagraphs:

(c) May be sold by the sweepstakes commission in the following locations:

(1) at, within, or upon the following premises owned or controlled by the state: Franconia Notch State Park, Hampton Beach State Park, Mount Sunapee State Park and Crawford Notch State Park. The state agency responsible for the operation of these locations shall cooperate with the sweepstakes commission.

(2) subject to the approval of the voters in cities and towns under the provisions of RSA 284:21-k as signified at the biennial election of November, 1966 and to be signified biennially thereafter, at, within or upon the following premises owned or controlled by a political subdivision of the state: Weirs Beach. The sweepstakes commission shall obtain prior permission from the administrative authorities for this location before selling tickets at, within or upon these premises.

(d) subject to the approval of the voters in cities and towns under the provisions of RSA 284:21-k as signified at the biennial election of November, 1966 and to be signified biennially thereafter, may be sold by or for the sweepstakes commission in the following locations: such major type hotels, motels, commercial areas and local fairs as are approved by the commission and subject to rules and regulations established by the commission. Tickets may be sold only in such of these

locations as desire to cooperate. The commission and management shall make mutually agreeable arrangements to accomplish the sale of tickets.

* * *

Discussion ensued.

Rep. Clark further explained the amendment.

Rep. Pickett moved that HB 43 and the accompanying amendment thereof and all expected amendments to come be laid upon the table and be made a special order for 11:01 Thursday next.

Rep. Clark spoke in favor of the motion.

Motion adopted by vv.

* * *

Rep. Angus asked and was allowed to make remarks regarding Unemployment Compensation rules.

Rep. Stevenson moved that Rep. Angus' remarks be printed in the Journal. Motion adopted by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 68

relative to power of Hesser Business College to grant certain degrees. Ought to pass.

* * *

FURTHER SENATE MESSAGE

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

SB 22

establishing the office of state geologist.

* * *

INTRODUCTION OF SENATE BILL

SB 22

was read a first and second time and referred to Resources, Recreation & Development.

* * *

Representative Gordon of Pembroke offered the following resolution:

Whereas, We are sorry to learn that Representative Robert A. Dion of Nashua is confined to his home as the result of an automobile accident, therefore be it

Resolved, That we, the members of the House of Representatives of the New Hampshire General Court, extend our sympathy to our Fellow Member and our best wishes for a speedy recovery from his injuries, and be it further

Resolved, That a copy of these resolutions be transmitted to Representative Dion.

* * *

Resolutions adopted by vv.

PERMANENT TELLERS APPOINTED

The Chair appointed the following as permanent Tellers:

Div. 1, Rep. Angus
Div. 2, Rep. Pickett
Div. 3, Rep. Stratton
Div. 4, Rep. Stevenson
Div. 5, Rep. Peever

* * *

Elected attaches appeared before the Speaker and took the oath of office on Thursday, January 26, 1967.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit third reading of bills by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence.

HB 8

relative to appropriations for five area agents in agriculture.

HB 132

relating to the Hillsboro-Deering Cooperative School District.

HB 123

relating to the trustees of Dartmouth College.

HB 116

relative to naming of a bridge the Piscataqua River Bridge.

* * *

On motion of Rep. Webster the House adjourned at 3:15 P.M.

Thursday, February 2

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

One of the Psalmists of the Old Testament, in a moment of great exhilaration, wrote, "Behold, how good and joyful a thing it is for brethren to dwell together in unity!"

In such a time as this it is fitting for all of us to join together . . . and say, Our Father, who art in heaven, hallowed be thy Name. Thy kingdom come. Thy will be done, on earth as it is in heaven. Give us this day our daily bread. And forgive us our trespasses, as we forgive those who trespass against us. And lead us not into temptation, but deliver us from evil. For thine is the kingdom, and the power, and the glory, forever and ever. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Thompson led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

General and Mrs. Harrison Thying, Director N. E. Aeronautical Institute and daughters Joanne and Jean were guests of the House, also

Mr. James Tompisi, Trustee N. E. Aeronautical Institute and

Joseph Chien-fu Chow from Taiwan, China, student at Harvard.

LEAVES OF ABSENCE

Reps. Osborn, Roby and Burrows were granted leave of absence for the day on account of illness.

Rep. Trowbridge was granted leave of absence for the day on account of bad travelling.

INTRODUCTION OF BILLS

The following Bills, and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 236

relative to salaries of Grafton county commissioners. (McMeekin of Grafton Dist. 6 — To Grafton County Delegation)

HB 237

relative to salaries of the sheriff and one deputy sheriff of

Belknap county. (Normandin of Belknap Dist. 9 — To Belknap County Delegation)

HB 238

relative to salary for the register of deeds of Cheshire county. (Allen of Cheshire Dist. 8 — To Cheshire County Delegation)

HB 239

relative to salary for the register of deeds of Belknap county. (Normandin of Belknap Dist. 9 — To Belknap County Delegation)

HB 240

relative to the payment of counsel for indigent defendants in criminal cases. (Spitzli of Cheshire Dist. 1 — To Judiciary)

HB 241

to repeal provisions relative to license suspensions in certain motor vehicle cases. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 242

relative to associations for rural electrification. (Smith of Grafton Dist. 10 — To Judiciary)

HB 243

making appropriations for the purchase, operation and maintenance of a state-owned aircraft. (Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

HB 244

to provide an airways toll on jet fuel. (Pickett of Cheshire Dist. 17 — To Ways and Means)

HB 245

to make appropriation for the development of scheduled air service. (Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

HB 246

making appropriation for airport terminal buildings. (Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

HB 247

relative to employment of certain airport managers. (Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

HJR 32

making appropriation for the purchase, installation and operation of electronic air navigation facilities. (Pickett of Cheshire Dist. 17 — To Appropriations)

HJR 33

making appropriation for temporary employment of an aviation electronic technician. (Pickett of Cheshire Dist. 17 — To Appropriations)

HJR 34

making appropriations for airport snow removal and airport lighting aid. (Pickett of Cheshire Dist. 17 — To Appropriations)

HJR 35

making appropriation for search and rescue of lost aircraft. (Pickett of Cheshire Dist. 17 — To Appropriations)

COMMITTEE REPORTS**HJR 23**

to provide for the 1967 North American Alpine Championships at Cannon Mountain in New Hampshire. Rep. Ainley for Appropriations. Ought to pass.

Rep. Stevenson answered an inquiry of Rep. Elmer Johnson and explained the resolution.

Rep. Bell spoke in favor of the resolution.

The Joint Resolution was ordered to a third reading by vv.

Rep. Drake moved that the Rules of the House be so far suspended as to place HJR 23 on third reading and final passage by title only at the present time.

Motion adopted by vv.

THIRD READING**HJR 23**

was read a third time, passed, and sent to the Senate for concurrence.

COMMITTEE REPORTS, CONTINUED**HB 86**

lowering the age of minors relative to possession of liquor. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HJR 8

to authorize a mosquito control survey. Rep. Chris Andersen for Public Health. Ought to pass.

The resolution was referred to Appropriations under the Rules.

HB 31

increasing fees for registration of pharmacies and pharmacists. Rep. Maglaras for Public Health. Ought to pass.

The bill was ordered to a third reading by vv.

HB 2

to exempt motor vehicles of the pleasure-car type owned by persons over seventy-five from registration fees. Rep. Curnburn for Transportation. Inexpedient to legislate.

Resolution adopted by vv.

* * *

Rep. Pickett called for the special order on HB 43 relative to the sale of sweepstakes tickets.

The question being on the amendment as offered by Rep. Shirley Clark.

Rep. Clark withdrew her amendment and offered the following amendment.

AMENDMENT

Amend section 1 of the bill by striking out said section and inserting in its place the following:

1 Authority Enlarged. Amend paragraph II of RSA 284:21-h as inserted by 1963, 52:1 and amended by 1963, 200:3 and 1965, 200:1 by inserting after subparagraph (b) the following new subparagraphs:

(c) May be sold by the sweepstakes commission in the following locations:

(1) at, within, or upon the following premises owned or controlled by the state: Franconia Notch State Park, Hampton Beach State Park, Mount Sunapee State Park and Crawford

Notch State Park. The state agency responsible for the operation of these locations shall have regulatory powers over the sales and advertising of sweepstakes tickets.

(2) subject to the approval of the voters in cities and towns under the provisions of RSA 284:21-k as signified at the biennial election of November, 1966 and to be signified biennially thereafter, at, within or upon the following premises owned or controlled by a political subdivision of the state: Weirs Beach. The sweepstakes commission shall obtain prior permission from the administrative authorities for this location before selling tickets at, within or upon these premises.

(d) subject to the approval of the voters in cities and towns under the provisions of RSA 284:21-k as signified at the biennial election of November, 1966 and to be signified biennially thereafter, may be sold by or for the sweepstakes commission in the following locations: such major type hotels, motels, commercial areas and local fairs as are approved by the commission and subject to rules and regulations established by the commission. Tickets may be sold only in such of these locations as desire to cooperate. The commission and management shall make mutually agreeable arrangements to accomplish the sale of tickets at a uniform rate of compensation.

* * *

The Clerk read the amendment in full.

Rep. Clark spoke in favor of the amendment.

Amendment adopted by vv.

Rep. Williamson offered the following amendment.

AMENDMENT

Amend (1) by striking out the words "Franconia Notch State Park, Mount Sunapee State Park and Crawford Notch State Park," so that the sub-paragraph as amended shall read as follows:

(1) at, within, or upon the following premises owned or controlled by the state: Hampton Beach State Park. The state agency responsible for the operation of these locations shall

have regulatory powers over the sales and advertising of sweepstakes tickets.

* * *

The Clerk read the amendment in full.

Reps. Williamson and Edwards spoke in favor of the amendment.

Reps. Ratoff, Pickett and Cobleigh spoke against the amendment.

The amendment was lost by vv.

Rep. Guild offered the following amendment.

AMENDMENT

Amend the amendment by striking out paragraph (d) .

* * *

The Clerk read the amendment in full.

Rep. Guild spoke in favor of the amendment.

Rep. Shirley Clark spoke against the amendment.

Amendment was lost by vv, and the bill was ordered to a third reading.

* * *

Rep. Barnes and Rep. Nelson Barker offered the following resolution:

RESOLUTIONS

Whereas, we have learned with regret of the death of Rev. Charles A. Parker, former Representative from Hampton Falls, and

Whereas, Representative Parker served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be forwarded to his widow, Mrs. Parker.

* * *

Resolutions adopted by vv.

REMARKS

Rep. Bradley extended remarks.

SENATE MESSAGE

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

SB 38

repealing provision requiring covering of snow on covered bridge.

INTRODUCTION OF A SENATE BILL

SB 38

was read a first and second time and referred to Public Works.

On motion of Rep. Pickett the remarks of Gov. King at the Highways Users Conference last night are to be printed in the Journal.

ADDRESS BY JOHN W. KING, GOVERNOR, AT THE HIGHWAY USERS CONFERENCE

N. H. Highway Hotel, Wednesday, February 1, 1967
Gentlemen:

I am genuinely pleased to be with you tonight on the occasion of your annual meeting.

I am fully aware of the meaningful contributions made by your organization over the years on behalf of all of us who utilize our highways.

Because of your devotion to this cause along with other interested organizations we are now building across this country a highway system that rivals that of any in the world.

We are spending enormous amounts of money to do this. Here in New Hampshire I think that few people fully realize that in state government our state highway department every year spends almost as much money as all the rest of our state departments together.

In the present fiscal year our gross state expenditures amount to \$122.7 million dollars. Highway expenditures account for 51 million, or almost 50 per cent of all state spending.

And yet in the more than four years I have been governor I cannot recall a single citizen complaining that we spend too much money on our highways.

I can understand this, because I believe the people of New Hampshire share with me the conviction that there is no single area of government that gives the taxpayer a greater return for his dollar than our highway program.

All of us directly experience the benefits of our highway program every day of our lives. We experience it in time saved — in money saved — in lives saved.

We experienced those benefits as we drove to this meeting tonight, and we'll experience them on our way home.

Further than that, we have all witnessed the dramatic effect of our new highways have had on our state as a whole.

They have been a Godsend to our recreation business in the North Country. They have generated the development of scores of new recreational areas that proudly boast only one and a half hours' drive from Boston. No other single factor has had such an influence in the rebirth and resurgence of our North Country that has taken place over the past four years.

By the same token the construction of these new highways has had a vital effect on the explosive growth of our economy that has made us the fastest growing state in New England. The rapid access of product to market is always one of the key factors in the decision to locate a new industry, and because of this, I am certain that our highways have been a tremendous boon to our economic upsurge.

Finally, our new highways are a key factor also in the continual battle to hold down the terrible toll exacted by traffic accidents. The figures clearly demonstrate that controlled ac-

cess highways are safer than conventional highways by a margin of at least three to one. And so the fatalities and injuries that we are preventing with our new highways are substantial and beyond any material price.

It is because of these tremendously important factors that I have been deeply disturbed by President Johnson's reduction of 17.5 per cent in highway construction projects announced in November and his announcement of January 11th that he is considering an additional cutback of another 12 per cent, or 400 million dollars, in federal highway projects.

I am deeply disturbed with the impact of these reductions in the economy of New Hampshire.

These cutbacks will mean substantial reductions of contractors' payrolls — substantial reductions in the purchase of equipment and materials, in trucking and transportation and related services allied with the construction industry. It will result in further unemployment in the construction industry that has already seen unemployment increase, due to the slowdown in the home building industry and the tight money available for all new construction.

Here in New Hampshire the cutbacks will seriously affect New Hampshire road builders who are small firms and very vulnerable to slowdowns in the program. I have been informed that if the cutbacks are sustained, at least two of our contractors will face liquidation.

I am certain that these proposed curtailments will have an equally serious impact on every one of the New England states.

Because of that I have today written to the governors of Maine, Vermont, Massachusetts, Connecticut and Rhode Island to join with me in seeking an appearance in person before the House Public Works Committee in Congress to make the Congress fully aware of the impact of these proposed curtailments.

I have no doubt that President Johnson's motivation in this action is the overall good of the economy and the nation.

And yet I am personally convinced that this is a situation where alternate solutions must be sought out. Certainly it deserves the deepest study, and I am hopeful that the congress will take a long second look at this proposed action.

Congress has stated in the past that it is its intent to maintain a balanced, orderly, properly financed program, and contractors have made long term commitments for plants and equipment, relying on the stated intent of the congress.

Stop-and-go or peak-and-valley construction always costs the owner more than a planned and orderly program, and in this case the owner is the public.

If I am concerned with the welfare of our New Hampshire highway contractors, and I am, I am much more concerned with the impact of these proposed cutbacks on the general welfare of all of our people.

I am concerned because of the great impact of our highway system on our recreation industry. I am concerned with its impact on our economic growth as a state. And perhaps most of all, I am concerned because well engineered highways play a key role in our continuing battle against traffic deaths.

This tremendous toll is rapidly reaching proportions that make it one of the most urgent problems facing this nation today.

It is an enormously complex problem that will not lend itself to a simple solution.

I was delighted with the passage of the National Traffic Safety Act of 1966, which, for the first time, brought the federal government into an area where federal action was urgently needed.

The State of New Hampshire is now actively engaged in developing a program to implement the federal legislation. We are preparing legislation for the General Court to meet the National Highway Safety Agency's standards.

At the same time we are developing a safety program for presentation to the National Safety Agency.

Federal funds to implement that program will amount to 165 thousand dollars for fiscal 1967 — 244 thousand in fiscal 1968 and a like amount in fiscal 1969.

These funds must be matched by a similar appropriation of state funds.

So with the federal government about to allot us some 600 thousand dollars for traffic safety over the next three years at

long last we are on the road to realistically giving this serious situation the attention it deserves.

It is a program that is not only highly desirable, in my opinion, but one that we must get into because of the penalties if we don't.

There is a clause in the Highway Safety Act that states if our program is not acceptable our state will lose ten per cent of its federal highway funds which could mean an annual loss of two million dollars, so the program is a must.

By the same token it is also a must that we continue our highway program, which is an integral part of our safety program at the most rapid pace possible. I know your conference shares my concern in both areas, and I would urge your full support of both.

* * *

NOTICE

All officers elected under the Constitution and all members of the House have now been sworn in.

ANNOUNCEMENT

The Chair announced that today is the 31st Wedding Anniversary of Rep. Chester and Mrs. Noyes of Stewartstown.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon, to be in order at the present time and that reading of bills be by title only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READING

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 31

increasing fees for registration of pharmacies and pharmacists.

HB 43

relative to the sale of sweepstakes tickets.

RECONSIDERATION

Rep. Pickett, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 43 and spoke against the motion.

Motion to reconsider was lost by vv.

* * *

On motion of Rep. Gutterson the House adjourned at 12:34 P.M.

* * *

COMMITTEE CHANGES

1) Tuttle, Earle O., Northwood, Rockingham 1 to Fish and Game. 2) Remick, Earle T., Tamworth, Carroll 4 from Insurance to Transportation. 3) Dion, Leo L., Manchester, Hillsborough 29 from Insurance to Rules.

Tuesday, February 7

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

The House of Representatives has suffered the loss of the Representative from Seabrook, Montervill Leslie who died last Thursday. Your prayers are requested for his family and friends.

* * *

Almighty and eternal God, who has proclaimed thine eternal truth through the lives and mouths of mere human beings; Direct us, in this hour, to the careful job of listening.

We know that we must hear in order that we may fulfill our responsibilities as the stewards of our state's budget. In the weeks ahead, give us a sense of thy will as we establish the priorities of governmental spending.

Finally, help us to realize that things spiritual and things material are the whole cloth of thy world rather than separate entities. Let us weave this fabric in the firm and joyful knowledge that all things become new in thy presence. This we ask in the name of the rabbi who walked in our human situation, Jesus of Nazareth. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Kimball led the Convention in the Pledge of Allegiance to the Flag.

* * *

His Excellency John W. King appeared before the Joint Convention and presented his budget message as follows:

GOVERNOR'S BUDGET MESSAGE

Tuesday, February 7, 1967

Mr. Speaker, Mr. President, and Honorable Members of the General Court, it is a pleasure to be here this morning to present to you my budget recommendations for the next biennium.

The budget I present to you is a balanced budget. It is a budget that recognizes and meets the challenges thrust upon us as a growing and thriving state. But it is also a budget that maintains the fiscal integrity of the state of which all of us are so proud.

There is no question but that the problem of financing state government for the next two years is the most crucial problem for this session of the General Court.

We can get some idea of the magnitude of that problem by examining the overall general fund figures.

In this present biennium general fund expenditures amount to 87 million dollars.

At the Governor's budget hearings our departmental heads requested general fund appropriations of 145 million dollars for the next two years — an increase of 58 million over our present rate of spending.

Obviously many of these requests, however worthwhile, are visionary and unrealistic when related to the ability of our state to raise the revenues necessary to accommodate these demands.

And so we have had to reduce or deny many of these requests, desirable as they might be.

At the same time I am recommending substantial increases in appropriations in those areas that are vital to maintaining the continued growth of New Hampshire.

State government, like every business and industry, is a dynamic entity. It cannot mark time — it either moves ahead or falls behind — and I propose that we move ahead.

Each year every business and industry must make a judgment as to how much it can invest in future growth and expansion. It must relate that investment to its revenue and credit balances. So, in that sense, I am recommending a progressive businesslike budget — one that provides adequate funds for the continued operation of all state services and, at the same time, provides investment capital to insure our future growth.

I recommend that we provide that investment in our future in several key areas.

First and foremost is the field of education. Nothing is more important to the future welfare of our state than the business of equipping our young people with the knowledge and training that the space age demands.

I propose substantial increases in the appropriations for higher education, for school building aid, for foundation aid, and I also propose a new program of state aid for teachers' salaries.

Higher Education

Higher education, which includes our University at Durham and our State Colleges at Keene and Plymouth have requested total appropriations of 24 million 500 thousand dollars.

This represents a 70 per cent increase over the 14 million 500 thousand dollars approved by the 1965 Legislature.

Since making that original request the University Trustees have announced a tuition increase for out-of-state students that will produce 1 million 100 thousand dollars in additional revenue. Therefore, the net request for higher education is approximately 23 million 400 thousand dollars.

I recommend an appropriation of 20 million dollars representing an increase of $5\frac{1}{2}$ million or 38% above the appropriation for the present biennium.

I also recommend that the millage formula be re-established to a 2.5 mills applied to the equalized valuation using 4 billion dollars as the estimated base.

Re-enactment of the mill tax formula provides a predictable appropriation for higher education based upon the growth of the state's economy and will be helpful to the university system in future planning.

I reiterate my strong aversion to any attempts to establish a line item budget for higher education. I think this would be a step backward and the legislative leadership of both parties has expressed agreement with this view.

At the same time, however, I shall recommend that certain restrictions of prior approval of Governor and Council be placed upon execution of the higher education budget.

Furthermore, in order to provide greater ability for legislative study and informed action this session of the General Court will be supplied with an in-depth analysis of the 1966-67 actual and the 1968-69 requested and recommended receipts and expenditures.

In short, the House Appropriations and the Senate Finance Committees will have substantially more fiscal information on higher education this year on which to base their judgments.

State Aid to Local School Districts

I am recommending an overall increase in state aid to local school districts of 6 million 600 thousand dollars over the present appropriation in the following categories.

School Building Aid

I recommend that the appropriation for school building aid be increased from the present appropriation of 3 million 379 thousand to 5 million 387 thousand for fiscal 1968-69. The increase amounts to slightly over 2 million dollars.

I recommend further that the 1966-67 deficit in school building aid of about 565 thousand dollars be provided by special appropriation. In this connection I would point out that RSA 198 provides that "the appropriation shall be prorated proportionately among the districts entitled to a grant." In order to prevent further deficits, I recommend this provision by law be followed in the 1968-69 allocations.

Foundation Aid

The 1965 session of the Legislature provided 6 million 100 thousand dollars in foundation aid for the current biennium. I recommend an appropriation of 8 million 600 thousand for 1968-69, an increase of 2½ million dollars in this category.

Teacher Salary Aid

I recommend the approval of legislation establishing a state minimum salary for teachers of 52 hundred dollars a year.

We have 14 hundred and 5 teachers in this state who received less than 52 hundred a year, and this is not something we can boast about.

Two years ago I supported a teachers' minimum salary bill. It failed of passage largely because there were no state funds appropriated to help our cities and towns to meet the minimum.

To remedy that situation I am this year recommending an appropriation of 2 million 100 hundred thousand dollars for teacher salary aid to the school districts. This amount will not only provide funds for every school district in the state to establish the 52 hundred minimum, but it will also provide a pay increase of approximately 200 dollars a year for every certified teacher in the state now receiving 52 hundred or higher. I would hope that the cities and towns would provide matching funds so that every teacher in the state could receive a meaningful increment.

I sincerely urge that you give this recommendation your earnest consideration. There is no disputing the fact that New Hampshire is lagging behind our sister states in teachers' salaries, and it is about time we faced up to the situation and did something about it.

Our teachers are the very lifeblood of our educational system. Almost every day one can read advertisements in the newspapers urging them to take positions in other states at anywhere from a thousand to 5 thousand dollars more than they can earn here. If we are going to retain our teachers we simply have to face the problem realistically and begin to pay them adequate salaries.

So again, in all, we are asking for an overall increase in our state aid to the school districts of 6 million 6 hundred thousand dollars.

Your approval of this recommendation will substantially further the cause of education in this state and will be welcomed indeed by our cities and towns that are so hard pressed to meet the demands that the student population explosion has created.

Junior College System

I further recommend the construction of a junior college facility as a beginning toward what hopefully will be one day a junior college system throughout the state.

Mental Health

The second area in which I recommend substantial increases in appropriations is in the field of mental health.

We must continue our efforts to upgrade the quality of care and treatment of patients at the New Hampshire Hospital.

Recently the N. H. Medical Society completed a study detailing the urgent need for improving the physical care of patients at the institution. In an attempt to improve this situation I have recommended an increase in the present appropriation of 1 million 60 thousand dollars.

Included in this recommended increase in appropriations are 22 new positions at the hospital, 138 thousand 500 for new equipment, 76 thousand dollars for research, 33 thousand for

a requested new program of outpatient drugs, an increase of the inpatient drug appropriations of 30 thousand dollars, hiking it from the 240 thousand dollar appropriation this biennium to 270 thousand in 1968-69. In addition in the capital budget I am recommending the construction of a new child care facility at an estimated cost of 850 thousand dollars.

In my opinion this represents a sincere attempt to improve conditions at the hospital and certainly the need to do so is there.

Equally important with the upgrading of the New Hampshire Hospital and the Laconia State School is the continued expansion of our community mental health clinics.

These clinics are doing an excellent job of providing early treatment for the mentally ill on an out-patient basis close to the patient's home. Mental illness, like many other illnesses, can be most effectively treated in its early stages. When we provide that early treatment, frequently we prevent what otherwise would result in a lengthy confinement at the state hospital.

In the present biennium we are providing a state grant of 300 thousand dollars a year to these clinics. I propose that we double the appropriation to 6 hundred thousand dollars a year.

Altogether we are recommending increased expenditures in the field of mental health of 2 million 140 thousand dollars.

State Employees Salary Increase

I am recommending a general salary increase for classified state employees. The recommended increases are based on a survey made by a committee of the Legislature. The survey indicates that salaries, particularly in the professional skills, have increased substantially beyond the levels set by the 1965 Legislature.

As for unclassified salaries you will recall that the 1963 Legislature gave the Governor and Council the power to review and adjust unclassified salaries. The Governor and Council under this authority made a general salary adjustment for these positions. These were reviewed again by the 1965 Legislature and the General Court approved additional increases in certain positions especially in the areas of medicine and psychiatry. Nevertheless, New Hampshire has fallen behind the

salaries paid to department heads and key professional positions in other states, and I believe it is incumbent upon us to correct this deficiency.

I have recommended increased general fund appropriations in the amount of 2 million 836 thousand dollars to provide the necessary funds for the pay raises.

In the case of special funds including Highway, Fish and Game and Recreation, the operating budget appropriations recommended for these departments leave estimated balances adequate to cover the increases.

The estimated general fund unappropriated surplus on June 30, 1969, contains funds believed adequate to provide for related increases in O.A.S.I. and Employees Retirement.

Division of Welfare

In the Budget for the Division of Welfare I recommend the implementation of Titles Eighteen and Nineteen of the so-called "Federal Medicare Act."

For a number of years doctors, hospitals and nursing homes have been treating the state welfare patients at cut-rate fees that are substantially lower than those charged regular patients. There is no sound justification for the practice, and doctors, hospitals, and qualified nursing homes are entitled to charge the usual and customary fees for welfare patients that they charge other patients. I recommend that the state begin paying the higher fees starting July 1, 1967.

Implementation of Title 19 of the so-called "Medicare" Act provides for medical care and services to the "categorically needy" as outlined by the federal law.

As you know, we have a broad and excellent medical care program for our people on welfare. But there are people who are not on welfare whose income is so low that they cannot afford proper medical services and the object of Title 19 is to help these people get the medical care they need.

A total of 106 new positions are recommended for the Division of Welfare to provide expanded services and meet federal requirements.

I recommend an increase of 682 thousand dollars in state welfare funds. This sum along with federal grants that are sub-

stantially increased as a result of medicare will be sufficient to implement Titles 18 and 19 of the Medicare Act.

Water Pollution Control

I recommend a substantial increase in the appropriations for state grants to cities and towns for water pollution control.

The cleaning up of our rivers and streams is a program of immeasurable importance to the future growth and welfare of this vacation state and I propose that we get on with the job.

I recommend an appropriation of three million 661 thousand dollars for this program. This represents an increase of approximately two million dollars over the 1966-67 appropriation.

The Division of Parks

I think the experience of the past two years has demonstrated conclusively that our state parks cannot properly operate within the revenue of the recreation fund. And I don't believe the answer lies in higher and higher charges to the people who utilize our parks.

New Hampshire citizens have a right to enjoy these fine facilities at a reasonable cost. And the economy of our state requires that our tourist visitors find our charges reasonable and in line with other states. These key vacation areas should not be priced out of business.

To prevent further increases in admissions to our parks I recommend that the general fund assume responsibility for all debt service for either past or future bond authorizations.

Park income can then provide for all administrative and operating expenses.

State Liquor Commission

Our greatest single source of general fund revenue is derived from the operation of our state liquor stores.

It is a healthy thriving operation but can be made even more productive and at the same time render better service to the consuming public.

In order to encourage and enlarge our merchandising practices I recommend an additional operating fund of 276 thousand dollars.

This will permit all stores to remain open six days a week and will permit additional evening openings in those areas where it is good business to remain open at night.

I recommend that one additional store be opened each year of the next biennium.

This is an example of the investment capital that I referred to earlier in my message and I am confident that the investment will more than pay for itself. In short, it is good business.

Fiscal Controls

The 1965 Legislature, upon my recommendation, provided funds for a complete post audit of each state agency every two years. While that end result has not been reached, the Legislative Budget Assistant's Office has measurably stepped up its departmental audits and is making progress toward the desired objective.

In each of these audits the Legislative Budget Assistant's Office suggests corrective measures to provide better fiscal controls which in turn make for better government.

The follow-up in enforcing the corrective measures must be done by the Department of Administration and Control. However, we have found that this department, because of the increasing complexity of state government, is inadequately staffed to do the follow-up that all of us want.

Because of this I am recommending three new Business Supervisor positions in the Department of Administration and Control. This will insure that the corrective measures suggested by the Legislative Budget Assistant are properly carried out and enforced.

Operating Budget Contingency Fund

The efficient conduct of state government similar to the efficient conduct of private industry requires that contingent funds be provided to cover the justified but unanticipated needs

of state agencies. This is especially true where the Legislature meets in biennial sessions.

As an example of the need for such a fund, the Berlin Technical School could not have opened last year without a Governor and Council approved transfer from the contingency fund.

The 1965 Legislature recognized the need for contingency funds in principle by a 50 thousand dollar yearly appropriation.

While this amount was helpful, it did not properly provide for the unforeseen needs of all agencies of state government operating under a budget appropriation of 243 million dollars for the biennium.

I recommend that we be more realistic and increase the operating budget contingent fund to 250 thousand dollars each year to give state government the flexibility it needs to meet unforeseen contingencies.

Promotion

In the interests of increasing our tourist business my budget recommendations call for increased expenditures in the field of promotion of almost a million dollars in the next biennium.

Highways

In the expansion of our highway system my budget recommendations support in full the request of the Highway Commissioner to continue the construction of highways as rapidly as possible. This program can be carried forward without any increases in present gasoline taxes.

I have been deeply concerned with the proposed cut in federal highway funds and will continue to articulate my strong opposition to these cutbacks.

Industrial Development

In the field of industrial development I recommend an appropriation of \$80,000 for the biennium which would permit the Industrial Park Authority to acquire additional land for potential industrial development. Desirable industrial development properties are constantly and rapidly rising in cost, and

the acquisition of potential industrial development land at the earliest possible date will save the state considerable sums of money.

The Capital Budget

To improve state services and facilities our general fund department heads this year requested capital budget expenditures of almost 15 million dollars.

All of these requests are worthwhile and desirable and there is the temptation to approve them in total.

However, I share with the General Court a concern with our spiraling debt service costs, and I commend the Legislative Committee that completed an in-depth study of this problem.

Because debt service costs are reaching a point that demands continuing concern, I have introduced legislation that will provide for a debt service review every two years.

Under terms of the bill a committee consisting of the State Treasurer, the Comptroller and Commissioner of Public Works and Highways would meet on or before October 1 prior to each legislative session.

The committee would review and project by the respective funds the debt service of the state and submit their findings and recommendations to the Governor. The review would cover at least 6 fiscal years. Copies of the review would be made available to the President of the Senate, the Speaker of the House, members of the Senate Finance and House Appropriations Committees and the Legislative Budget Assistant.

Thus, the debt service picture would be brought home forcefully to all concerned when a new budget is being formulated.

To approve all the bond issue authorizations requested by our general fund agencies would increase our debt service payments by a million dollars a year.

Because of this concern, I have reduced the requests of 14 million 700 thousand dollars to 5 million 592 thousand dollars, an amount which is almost identical with the amount of capital expenditures your body authorized two years ago.

The recommended capital improvements include the following:

2 million 77 thousand 500 dollars for construction of a new technical institute in the Nashua area.

A new laboratory and additional office space for the state's health and sanitation services at a cost of 750 thousand dollars.

A child treatment building at the New Hampshire Hospital — 850 thousand dollars.

An intensive child treatment facility at the Laconia State School — 775 thousand dollars.

Continued expansion and improvement of the state's park system — 940 thousand dollars.

And 200 thousand dollars for the state's airport facilities program.

In connection with the capital budget program, I have been deeply concerned by all too frequent delays between the time the Legislature authorizes a capital project and the time the project actually goes out for bid.

Sometimes this delay amounts to 18 months to two years. In the meantime, construction costs increase rapidly with the result that when the project finally is let for bidding, the construction cost is substantially higher than originally estimated.

At the same time, the Governor and Council, who have the responsibility for execution of the capital budget, find themselves approving contracts without the full and accurate information they should have — that legislative intent has been strictly followed and that full dollar value has been received for each dollar expended.

Because of this situation, I strongly recommend your approval of the establishment of a new position of a "Capital Budget Expeditor."

This person would devote his energies to tying together all the loose ends that are involved in capital construction, to act as the "eyes and ears" of the Governor and Council, and to make certain that projects are put out to bid at the earliest possible moment. I am personally convinced that creation of such a position would save the state a substantial amount of money.

Capital Budget Higher Education

Turning to the capital budget for higher education, two years ago the Legislature approved bond authorizations totalling over 24 million dollars to finance a building program at the university and our state colleges at Keene and Plymouth.

The program was necessary to accommodate the rapidly rising student population at all three institutions.

This year higher education is asking additional capital appropriations of 15 million 200 thousand dollars.

I recommend capital expenditures of 8 million 900 thousand dollars for higher education.

This recommendation includes 3 million 864 thousand dollars for capital improvements at the university and 5 million for housing facilities at all three institutions.

While I am sympathetic to the needs of higher education thrust upon it by the student population explosion, I am, at the same time, disturbed by its apparent sluggishness in moving ahead with the capital program approved by the 1965 Legislature.

On July 1st, 1965, higher education had legislative approval of 28 million 300 thousand dollars for capital improvements.

As of December 1st, 1966, eighteen months later — only 8 million 400 thousand of that has been expended, leaving a 20 million dollar balance.

The 1965 Legislature approved the expenditure of 7 million 200 thousand dollars for dormitory facilities, but to date higher education has expended only 2 million 650 thousand of that.

And yet we have been asked to approve an additional 7 million for housing facilities.

As stated above, I do recommend an additional 5 million for housing facilities for all three institutions, because I believe the need is there. However, I also recommend that this 5 million be subject to prior approval of the Governor and Council and certification of the trustees that a need exists after fully utilizing funds authorized for student housing by the 1965 laws.

Furthermore, I recommend that all construction contracts of higher education be subject to prior approval of the Governor and Council in a manner identical to the procedures followed by all other state agencies.

These, then, are my recommendations for operating and capital budget expenditures for the next two years.

They call for increased general fund operating expenditures of approximately 23 million 800 thousand dollars.

Debt service costs and the proposed salary increase will require an additional 5 million 600 thousand dollars.

So the total recommended expenditures amount to 29 million 400 thousand dollars more than we are spending in 1966-67.

Increased revenues to balance these expenditures will come from two sources.

First, the 1968-69 revenues from existing sources are estimated at 109 million dollars — an increase of 21 million dollars over the present biennium.

Secondly, I am recommending an increase in the tax on tobacco products from the present 21% to 30%. This will result in a two-cent-a-pack increase on cigarettes. It is estimated that this increase will net the state an additional 9 million 300 thousand dollars over the biennium.

In the past year, because of our thriving, prosperous economy, revenues from existing sources have sharply increased.

For example, the 1967 estimates of revenue are now 4 million 362 thousand dollars above the amount projected by the 1965 Legislature.

We have every reason to believe that the state's economy will continue to flourish in the coming two years.

I realize that the attainment of this revenue depends on the continuation of the high level of prosperity in New Hampshire and in the nation. A sharp recession could reduce revenues and jeopardize a balanced budget.

However, RSA 9 provides that should such a situation occur, the Governor may, with the advice and consent of the Budget Control Committee, order expenditure reductions so

that such a decline in revenue would not result in the incurrence of further state debt.

These budget proposals are made after long weeks of hearings and months of study.

I think they represent an opportunity for this body and the chief executive to meet the challenges that are thrust upon us to meet the needs and demands of this space age.

I fully realize that there may be differences of opinion on how to meet those goals, including the raising of needed revenue.

It is my intention to meet regularly with your leadership to discuss such differences and make a sincere attempt to come to a meeting of minds.

I am neither infallible nor inflexible, and I shall maintain an open mind to any suggested changes with the exception of one area. I remain adamant to my opposition to any proposals for a sales or income tax.

I fully expect that there will be anguished cries of "lavish spending programs" in the newspaper columns tomorrow.

But I would hope that those who make those charges would specify which programs should be reduced.

Shall we cut back our aid to education — when we have one of the lowest ratings in the nation in this area?

Shall we turn our backs on the needs of our patients at the New Hampshire Hospital and the thousands more who need treatment at our community mental health clinics?

Shall we continue to move at a snail's pace in the cleaning up of our rivers and streams?

Shall we deny salary increases to our state employees and increase the turnover in state personnel?

In my opinion, all of these areas have legitimate demands on state government, and I propose that we meet those demands.

New Hampshire is the fastest growing state in New England, and I propose that we keep it that way.

On motion of Senator Leonard of the 13th District the Convention rose.

HOUSE LEAVES OF ABSENCE

Reps. McGee, Roby and Schwaner were granted leave of absence for the day on account of illness.

Rep. Randall was granted indefinite leave of absence on account of illness.

Rep. Guild was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills, and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 248

relative to persons liable for the payment of poll taxes, the amount of the poll tax and the distribution of same. (Bednar of Hillsborough Dist. 23 — To Ways and Means)

HB 249

repealing the prohibition against classified employees receiving maintenance. (Willey of Grafton Dist. 19 — To Executive Departments and Administration)

HB 250

relative to payment for damages caused by wild animals to livestock and poultry. (Bradley of Grafton Dist. 19 — To Fish and Game)

HB 251

to establish an executive director for the state racing commission and making appropriation therefor. (Pickett of Cheshire Dist. 17 — To Executive Departments and Administration)

HB 252

to remove the limitation of recovery for damages caused by wrongful death. (Graf of Hillsborough Dist. 26 — To Judiciary)

HB 253

providing for the election of town clerk, town treasurer and tax collector for three-year terms. (Peever of Rockingham Dist. 7, and Hayes of Carroll Dist. 3 — To Municipal and County Government)

HB 254

authorizing of and making appropriation for the State Technical Services Act of 1965 for New Hampshire. (Pickett of Cheshire Dist. 17 — To Education)

HB 255

to tax the transfer of real property. (Bednar of Hillsborough Dist. 23 — To Ways and Means)

HB 256

providing for exemption from trustee process. (Graf of Hillsborough Dist. 26 — To Judiciary)

HB 257

providing appropriations for representation of indigent defendants. (Capistran of Hillsborough Dist. 38 — To Appropriations)

HB 258

authorizing the courts to adopt canons of ethics of the American Bar Association. (Normandin of Belknap Dist. 9 — To Judiciary)

HB 259

to implement the national highway safety program. (Pickett of Cheshire Dist. 17 — To Transportation)

HB 260

relative to police employees and sheriffs. (Bigelow of Merrimack Dist. 3 — To Municipal and County Government)

HJR 36

in favor of Florence Glee Kelley. (Frizzell of Sullivan Dist. 7 — To Claims and Aeronautics)

HJR 37

in favor of the estate of Stanley R. Rich. (Brown of Hillsborough Dist. 7 — To Appropriations)

COMMITTEE REPORTS**HJR 20**

appropriating additional funds for the evening school program at the New Hampshire technical institute at Concord and

the New Hampshire vocational-technical institutes located at Berlin, Manchester and Portsmouth, Rep. Weeks for Appropriations. Ought to pass.

Ordered to a third reading by vv.

HB 78

to regulate the amount of reserves required for state banks, Rep. Bigelow for Banks. Ought to pass.

Ordered to a third reading by vv.

HJR 9

in favor of Samuel B. Ripley, Rep. Rufo for Claims and Aeronautics. Ought to pass.

Ordered to a third reading by vv.

HB 79

to authorize school districts to elect its officers at annual town meeting for election of town officers, Rep. Berry for Education. Inexpedient to legislate.

Rep. Bednar moved that the words, Ought to pass, be substituted for the words, Inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Rep. O'Neil moved that further consideration of HB 79 be indefinitely postponed and spoke in favor of the motion.

Reps. Greene and Robert Brown spoke in favor of the motion.

(discussion ensued)

Rep. Bednar moved that HB 79 be recommitted to the committee on Education and spoke in favor of the motion.

Motion to recommit was lost by vv.

Rep. Marcotte requested a division.

72 members having voted in the affirmative and 230 in the negative, the motion was lost.

The question now being on the motion to indefinitely postpone HB 79.

Motion adopted by vv.

HJR 14

relative to power of Franconia College to grant certain degrees, Rep. Berry for Education. Ought to pass.

Ordered to a third reading by vv.

HB 192

requiring publication of apparent owner's name only if value of abandoned property is ten dollars or more, Rep. Shirley Clark for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after" and inserting in place thereof the word, upon, so that the section as amended shall read as follows:

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted and the bill ordered to a third reading by vv.

HB 27

requiring special fish stamp for taking trout and salmon, Rep. Oleson for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 14

authorizing the director of fish and game to promulgate regulations governing taking wild animals and wild birds, Rep. Welch for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 84

to authorize absentee ballots to be deposited in ballot boxes while the polls are open, Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 1 the following new section to read as follows:

1 Absentee Voter Precluded from Voting in Person. RSA 60:12 relating to an absentee voter having the right to vote in person is hereby repealed.

Further amend the bill by renumbering section 2 to read section 3.

* * *

On motion of Rep. McMeekin HB 84 was made a Special Order for 11:01 on Wednesday next.

HB 170

relative to removal of names from check-lists because of failure to vote for five consecutive years. Rep. Crouch for Municipal and County Government. Inexpedient to legislate.

Resolution was adopted by vv.

HB 156

to permit municipalities to accept grants of federal aid for capital projects and to borrow money in anticipation of the receipt of such grants, Rep. Crouch for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by inserting after the word "federal" the words, and state, so that the title as amended shall read as follows: An act to permit municipalities to accept grants of federal and state aid for capital projects and to borrow money in anticipation of the receipt of such grants.

Amend section 1 by inserting after the word "federal" in the fourth and tenth lines the words, and state, so that the section as amended shall read as follows:

1 Debt Limit. Amend the definition of net indebtedness in RSA 33:1 (supp) as amended by 1955, 329:3; 1957, 142:3 and 1961, 120:1 by inserting after the words "notes issued according to law" in line three the words (or notes issued in anticipation of federal and state grants) so that the said definition as amended shall read as follows:

33:1 Definitions.

"Net Indebtedness," all outstanding and authorized indebtedness, heretofore or hereafter incurred by a municipality,

exclusive or unmatured tax anticipation notes issued according to law, or notes issued in anticipation of federal and state grants, debts incurred for supplying the inhabitants with water or for the construction, enlargement, improvement or maintenance of water works, debts incurred to finance the cost of sewerage systems or enlargements or improvements thereof, or sewage or waste disposal works when the cost thereof is to be financed by sewer rents or sewer assessment, debt incurred pursuant to RSA 31:10, debts incurred outside the statutory debt limit of the municipality under any general law or special act heretofore or hereafter enacted (unless otherwise provided in such legislation), and sinking funds and cash applicable solely to the payment of the principal of debts incurred within the debt limit.

Amend section 2 of the bill by inserting after the word "federal" in the fourth, tenth and seventeenth lines, the words, and state, so that said section as amended shall read as follows:

2 Borrowing. Amend RSA 33 by inserting after section 7-a (supp) as inserted by 1957, 89:1, and as amended by 1963, 151:2 and 1965, 322:1, the following new section: 33:7-b Anticipation of Federal and State Aid. A municipality may contract for or accept grants of federal and state aid in connection with any project for which the municipality may incur indebtedness under section 3 of this chapter; and, after their receipt, such grants shall be expended according to the terms under which they are received or used to pay indebtedness incurred under this section. Any municipality which has contracted for or accepted an offer of a grant of federal and state aid may incur indebtedness in anticipation of the receipt of such aid by issuing its note or notes payable not more than two years from their dates, except that notes issued for a shorter period than two years may be funded and refunded from time to time by the issue of other notes which shall be payable no later than two years after the date of issue of the original note or notes creating the indebtedness being funded or refunded. In the case of a city the authority to contract for or accept any federal and state grant shall be given by a resolution passed in the manner provided in section 33:9 of this chapter, and in the case of a town, school district or village district the authority shall be given by a vote of two-thirds of all the voters present and voting at an annual or special meeting of such corpora-

tion; and the giving of such authority shall be sufficient to authorize the appropriate officers as specified in sections 33:8 and 33:9 of this chapter to issue notes as provided in this section without further proceedings by the municipality. Nothing contained in this section shall be construed to authorize the appropriation of any money in a manner which is inconsistent with laws relating to appropriations of money by municipalities.

* * *

Amendment adopted and the bill was ordered to a third reading by vv.

HB 106

relative to the perambulation of the New Hampshire-Maine boundary line and the New Hampshire-Massachusetts boundary line, Rep. Lemire for Public Works. Ought to pass.

Referred to Appropriations under the Rules.

HB 148

providing for the assessment and collection of a special head tax for state purposes. Rep. St. Pierre for Ways and Means. Ought to pass.

Ordered to a third reading by vv.

* * *

The Committee on the Journal, having examined the Journal of Wednesday, February 1, 1967 offers the following resolution to correct the Journal and recommends its adoption:

Resolved, That the sentence "And the motion to indefinitely postpone the resolution on legislative expenditures was indefinitely postponed" be stricken from page 290 of the House Journal, as printed for WEDNESDAY, FEBRUARY 1, 1967, where it appears after the words "Belknap County: None" and before the words "Speaker in the chair" and insert in place thereof the sentence (And the motion to indefinitely postpone the resolution on legislative expenditures was adopted.).

* * *

Rep. Hamel for the Journal Committee.

Resolution adopted by vv.

RESOLUTIONS

Rep. Stephen Smith, Sr. and McGee offered the following resolutions:

Whereas Company A — 6th Special Forces Group, Airborne, First Special Force, Fort Bragg, North Carolina, is on field training maneuvers in the Pemigewasset Valley, commanded by Lt. Col. Stephen W. Benkosky, Jr.; and

Whereas this group, more commonly known as the Green Berets, has performed with distinction in this nation's present conflict in Vietnam; and

Whereas the Green Berets have shown to the people of New Hampshire their great esprit de corps and their extremely friendly conduct towards the citizens of the Granite State while on these maneuvers; and

Whereas members of this group, while in this area, have aided on several occasions civilians who have had some misfortune or were in distress,

Therefore, be it

Resolved that we, the members of the New Hampshire House of Representatives in General Court convened do hereby commend this Special Forces Group and extend a cordial invitation for their return again to New Hampshire for the continuation of their training, and be it further

Resolved, that a copy of these resolutions be sent to Lt. Col. Stephen W. Benkosky, Jr.

Resolutions adopted by vv.

* * *

Reps. Hamel and Barker offered the following resolution:

Whereas, we have learned with regret of the death of Montervill Leslie, Representative from Seabrook, and

Whereas, Representative Leslie served his community faithfully and with efficiency, and was serving as Director of Seabrook Civil Defense, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be forwarded to his widow, Mrs. Eva Leslie.

* * *

Resolutions unanimously adopted by standing vote.

Rep. Stratton, for the Derry Delegation, offered the following resolution:

Whereas, we have learned with regret of the death of Harry E. Clark, former nine term Representative from Derry, and

Whereas, Representative Clark served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be forwarded to his widow, Mrs. Clara Byrne Clark.

* * *

Resolutions adopted by vv.

Rep. Tarbell offered the following resolution:

Whereas, we have learned with regret of the death of George H. Butterfield, former Representative from Windham, and

Whereas, Representative Butterfield served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, That a copy of these resolutions be forwarded to his widow, Mrs. Dorothy Butterfield.

* * *

Resolutions adopted by vv.

ANNOUNCEMENTS

The vote on the Washington's Birthday Survey was as follows:

Tues., Wed., Thurs.	192
Mon., Tues., Thurs.	44
Tues., Thurs., Fri.	12

Tues., Thurs.	7
Mon., Tues.	20
Disqualified	2
Returned blank	8
No preference	1
	<hr/>
TOTAL	286

Therefore it is the intention of the leadership of both parties to meet Tues., Wed., and Thurs. of that week.

COMMITTEE APPOINTMENT

Rep. Wallin to the committee on the Journal.

* * *

The Chair announced that today is the 30th wedding anniversary of Rep. Maloomian and wife.

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 this afternoon to be in order at the present time, that third reading of bills be by title only and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills and resolutions were read a third time, passed, and sent to the Senate for concurrence:

HJR 20

appropriating additional funds for the evening school program at the New Hampshire technical institute at Concord and the New Hampshire vocational-technical institutes located at Berlin, Manchester and Portsmouth.

HB 78

to regulate the amount of reserves required for state banks.

HJR 9

in favor of Samuel B. Ripley.

HJR 14

relative to power of Franconia College to grant certain degrees.

HB 192

requiring publication of apparent owner's name only if value of abandoned property is ten dollars or more.

HB 156

to permit municipalities to accept grants of federal and state aid for capital projects and to borrow money in anticipation of the receipt of such grants.

HB 148

providing for the assessment and collection of a special head tax for state purposes.

* * *

On motion of Rep. Bernier the House adjourned at 1:36 P.M.

Wednesday, February 8

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O God, who has called thy people to live constantly in the path of real truth: Grant to all who stand in the Way, the compassion and courage to love and follow truth. Save us from slipshod, phony and dishonest thinking. Forbid that we should turn away from any question either because we are too lazy to learn, or because we fear to give, the answer. May we never regard as lesser human beings those who reach conclusions which differ from our own. Strengthen us to read, think and work with courage and humility, confident that if we seek the truth we shall be standing in the strong wind of thy Spirit. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Gutterson led the Convention in the Pledge of Allegiance to the Flag.

* * *

The Chair introduced as guests of the Convention Norman Weeks, Richard Bielefield, Donald Warner, Dale Warner and Paul Burgess, representing the Daniel Webster Council of the Boy Scouts of America, who are celebrating their 57th year of Service, this being National Boy Scout week.

HOUSE
LEAVES OF ABSENCE

Reps. Gerber, Peabody and Blanchette were granted leave of absence for the day on account of illness.

Rep. McGee was granted indefinite leave of absence on account of illness.

Rep. Prudhomme was granted leave of absence for today and Thursday on account of a death in the family.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 261

exempting a motion picture projectionist from liability under the obscenity statute. (Babineau of Merrimack Dist. 26 — To Judiciary)

HB 262

relative to the powers of the commissioner of insurance to examine relevant documents to determine whether lawful rates are being charged. (Gordon of Hillsborough Dist. 27 — To Insurance)

HB 263

relating to gifts of personal property to the state. (Rufo of Merrimack Dist. 28 — To Executive Departments and Administration)

HB 264

to authorize courts to revoke motor vehicle licenses for cause. (Normandin of Belknap Dist. 9 — To Judiciary)

HB 265

repealing the prohibition of the selling of insurance through credit card facilities. (Johnson of Cheshire Dist. 9 — To Insurance)

HB 266

relative to disclosure of finance charges. (Bednar of Hillsborough Dist. 23 — To Banks)

COMMITTEE REPORTS**HB 83**

relative to powers of New England Aeronautical Institute to grant certain degrees. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

HB 107

relative to representative town meeting government. Rep. Farrington for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "Shall the town adopt" in the eleventh line and inserting in place thereof the words, Are you in favor of the town adopting, so that the section is amended to read as follows:

1 Adoption of Act. Amend RSA 40-A:2 (supp) as inserted by 1961, 241:1 by striking out said section and inserting in place thereof the following:

40-A:2 Procedure. Five per cent of the registered voters of any such town may, not less than ninety days before its annual town meeting, file with the selectmen a petition that there be submitted to the voters of the town the matter of the acceptance of representative town meeting government specifying the number of precincts and members to be elected. The selectmen shall thereupon direct the town clerk to cause to be printed on the official ballot used for the election of town officers at such meeting substantially the following question: "Are you in favor of the town adopting representative town meeting

government consisting of precincts and members as provided by RSA chapter 40-A" Yes No If a majority of the votes cast thereon are in the affirmative such representative town meeting government shall thereupon become effective in such town, and all town meetings beginning with the next annual town meeting shall be so conducted except as hereinafter specially provided. Before any question shall be placed upon the ballot the number of precincts and members proposed shall be inserted thereon.

Amend section 7 of the bill by striking out the words "sixty days after" and inserting in place thereof the word, upon, so that the section as amended shall read as follows:

7 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted and bill ordered to third reading by
vv.

HB 50

relative to measuring speed of motor vehicles by radar.
Rep. Carter for Transportation. Inexpedient to legislate.

Rep. Marcotte moved that the words ought to pass be substituted for the report of the committee, Inexpedient to legislate, and spoke in favor of the motion.

The Clerk read the bill in full.

At the request of Rep. Capistran, Rep. Stephen Smith explained the report of the committee.

(discussion ensued)

Rep. Capistran spoke against the motion.

Rep. Stephen Smith moved that HB 50 be indefinitely postponed; and spoke in favor of the motion.

Rep. Raiche spoke in favor of the motion.

Rep. Maloomian spoke against the motion.

Rep. Marcotte moved that HB 50 be recommitted to the committee on Transportation.

Rep. Stephen Smith spoke against the motion.

On vv the motion to recommit was lost.

Question on the motion to indefinitely postpone.

Motion adopted by vv.

* * *

The Chair introduced the following as guests of the House, courtesy of Reps. Bouchard and Pickett: J. Reg. Prevost, Ass't. Manager, The Laurentian Forest Protective Association, Quebec City, Quebec.

Antonio St. Pierre, Chief Inspector Minister Terres Forest Protection, Provincial Government, Quebec.

Leo Belec, General Inspector, The Ottawa Forest Protective Association, Pembroke, Ontario, Canada.

William A. Humphrey, Fire Control Officer, Department of Lands and Forests, Sudbury, Ontario.

Normand Bournival, Fire Training Officer for St. Maurice Forest Protection Association, Trois Rivières, Quebec.

* * *

HB 84

Rep. McMeekin called for the Special Order on HB 84, to authorize absentee ballots to be deposited in ballot boxes while the polls are open.

The Question being on the committee amendment.

AMENDMENT

Amend the bill by inserting after section 1 the following new section to read as follows:

2 Absentee Voter Precluded from Voting in Person. RSA 60:12 relating to an absentee voter having the right to vote in person is hereby repealed.

Further amend the bill by renumbering section 2 to read section 3.

* * *

Amendment was adopted by vv.

Rep. Healey moved that HB 84 be indefinitely postponed and spoke in favor of the motion.

Reps. Trowbridge, McMeekin and Sayer spoke in favor of the motion.

(discussion ensued)

Reps. Frizzell, Pryor, Stevens, Bednar, LaFrance, Keefe, Gorham, Spitzli, Moulton, Brungot and Willey spoke against the motion.

Rep. Angus moved the previous question and it was sufficiently seconded.

The question now being, shall the main question now be put.

Motion adopted by vv.

The question now being on the motion to indefinitely postpone HB 84.

On a vv vote the motion was not adopted.

Rep. Healey requested a division vote.

SPEAKER'S RULING

Rep. Healey asked the Chair for a ruling as to the parliamentary situation if the motion to Indefinitely Postpone was defeated, the motion for the Previous Question having been adopted.

The Chair ruled that, in that event, the "Main Question" was the motion to Indefinitely Postpone, and that in the event of its defeat, the bill would then be on second reading and open to further amendment.

* * *

The question now being, shall HB 84 be indefinitely postponed.

136 members having voted in the affirmative and 201 in the negative, the motion to indefinitely postpone HB 84 was lost.

The question now being, shall the bill be read a third time.
Ordered to third reading by vv.

REPORT OF COMMITTEE ON THE JOURNAL

The Committee on the Journal having examined the Journal of Wednesday, February 1, 1967, and the Journal of Thursday, February 2, 1967, offers the following resolutions to correct said Journals and move their adoption:

Resolved, That the words (The Chair stated that the Yeas and Nays were requested by Rep. Hayes and the request was duly seconded by Rep. Spitzli.) be inserted in the Journal of the House for Wednesday, February 1, 1967, in its permanent form after the sentence "Rep. Hayes requested the Yeas and Nays." and before the words Roll Call as both first appeared on page 288 of said Journal of February 1, 1967, and further

Resolved, That from page 328 of the Journal of the House for Thursday, February 2, 1967, the word "CORRECTION" and the immediately succeeding four lines appearing as the last four lines of the record of the Afternoon Session be struck out and not printed in said Journal in its permanent form.

Jean Wallin
For the Committee

The resolution was adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills:

HB 32

AN ACT increasing the authorized debt limit of Hanover School District.

HB 45

AN ACT prohibiting the taking of wild turkeys.

HB 51

AN ACT exempting certain aged persons from license fees for taking clams and oysters.

HB 109

AN ACT to classify a certain highway in the town of Waterville.

Rep. Forbes
For the Committee

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 45

prohibiting the taking of wild turkeys.

HB 109

to classify a certain highway in the town of Waterville.

HB 51

exempting certain aged persons from license fees for taking clams and oysters.

HB 32

increasing the authorized debt limit of Hanover School District.

HB 25

appropriating funds for equipment for secretary of state.

FURTHER SENATE MESSAGE

The Senate has passed bills and a resolution with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SB 13

requiring filing copies of applications for state participation in certain federal programs and making of reports relative thereto.

SB 37

repealing provisions allowing selectmen to exempt vehicles from displaying lights thereon.

SB 46

increasing the per diem of members of the state board of parole.

SB 18

relative to issuance of nonresident honorary fishing and hunting licenses.

SJR 2

appropriating funds for a special promotional program relative to Expo '67.

SENATE BILLS READ AND REFERRED

SB 13

to Executive Departments and Administration.

SB 37

to Transportation.

SB 46

to Executive Departments and Administration.

SB 18

to Fish and Game.

SJR 2

to Appropriations.

RESOLUTIONS

Reps. Leo L. Dion, Bruton, Duhaime and Pratt offered the following resolution:

Whereas, we have learned with regret of the death of James Hayes, former Representative from Ward 3, Manchester, and

Whereas, Representative Hayes served his community faithfully and with efficiency, therefore be it

Resolved, That we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be forwarded to his widow, Mrs. Bridget Hayes.

* * *

Resolution adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be in Honor of the Boy Scouts of America, and that the House meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 83

relative to power of New England Aeronautical Institute to grant certain degrees.

HB 107

relative to representative town meeting government.

HB 84

to authorize absentee ballots to be deposited in ballot boxes while the polls are open.

REMARKS

The following remarks by Rep. Angus, made in the House on Wed. Feb. 1, are printed on motion of Rep. Stevenson:

Mr. Speaker, there appeared today a new regulation on the unemployment rules and I know a great many members of the House are interested in this regulation and probably it hasn't been clarified or probably won't be clarified and I would like to clarify it for the members who are interested in the unemployment laws and had cases and are a little bit disturbed. I am going to try to be very brief and I won't keep you here over 3 or 4 minutes, but some time ago the Supreme Court rendered a decision that any person who left his position due to illness that was not attributable to the employer, when he went back to work and there was no job for him, he is not entitled to unemployment benefits so the Director has issued a new regulation in attempting to assist those people who file for unemployment benefits. Now this regulation will take care of about 90% of these people. I am going to be brief. I am not going to read the entire thing. It's in the newspaper. Now this new regulation states that any person who has a leave

of absence either written or oral, takes a leave of absence for illness and is out for some time, when he returns to work there is no job for him. If he meets the rest of the qualifications, he is entitled to benefits. Also, these people have not got to be hospitalized. This is something that you should take note. Also, any person who has been hospitalized and has a doctor's certificate so stating, under the same condition as the people with leave of absence who haven't got to be hospitalized, they too are entitled to benefits. However, as I read it and I have looked into it. For example, if I had the measles, which is not impossible and I didn't go to the hospital. I stayed at home because there was no available beds in the hospital, I was ill for 4 or 5 weeks, and went back to work there was no job for me, I am not entitled to benefits. Bear this in mind. Now, it is up to you to decide whether this is a discriminatory regulation, this is a new regulation and however, it does take care of 90% of the people. I would be delighted to answer any questions if there be any.

* * *

On motion of Mrs. Taylor the House adjourned at 1:36 P.M.

Thursday, February 9

The House met at 11:00 o'clock.

JOINT CONVENTION

PRAYER

Prayer was offered by Chaplain Peter Floyd as follows:

O God, who has revealed yourself in the glory of the heavens . . . in the burning bush . . . in the still small voice and in the dread power of nuclear weapons: Make us aware of your presence as you confront us through the events of our time. Grant us to stand in awe, and sin not. Enable us to use the fearful powers you have permitted us to know, not for man's

destruction but for his fulfillment. Lift us above suspicion and fear that we may bring justice and peace among men. We ask this in the knowledge of your strength which confronts us in our anxieties, perplexities and weaknesses . . . through Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. McMeekin led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following guests of the House:

A group of students from Pinkerton Academy, courtesy of Rep. Kimball of Derry and the Derry Delegation.

Jonathan Robert Cares, courtesy of Rep. Cares.

Judge Harry Lichman of Keene, courtesy of Rep. Heald of Keene.

LEAVES OF ABSENCE

Reps. Peever and Piper were granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 267

relative to fees to be paid to tax collector in sale of personal property. (Peever of Rockingham Dist. 7 — To Municipal and County Government)

HB 268

to increase the salary of the sheriff of Rockingham County. (Morrill of Rockingham Dist. 7 — To Rockingham County Delegation)

HB 269

relative to the term of office of the tax collector. (Peever of Rockingham Dist. 7 — To Municipal and County Government)

HB 270

relative to limitation on group insurance for state employees. (Williamson of Sullivan Dist. 9 — To Executive Departments and Administration)

HB 271

relative to use of dividends received in state employees group insurance plan. (Williamson of Sullivan Dist. 9 — To Executive Departments and Administration)

HB 272

relative to deputy registers of probate for the county of Hillsborough. (LaFrance of Hillsborough Dist. 33, and Cullity of Hillsborough Dist. 30 — To Hillsborough County Delegation)

HB 273

relating to the regulation of aircraft activities. (Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

HB 274

increasing the fee for non-resident hunting licenses. (Welch of Merrimack Dist. 7 — To Fish and Game)

HB 275

to discontinue sessions of superior court at Colebrook and Derry. (Griffin of Rockingham Dist. 3 — To Judiciary)

HB 276

relating to justices of the probate courts. (Bingham of Merrimack Dist. 24 — To Judiciary)

HB 277

increasing the membership of the state board of education. (O'Neil of Cheshire Dist. 12 — To Education)

HB 278

relative to powers and duties of the aeronautics commission and establishing a state airport fund and making appropriation for the same. (Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

HB 279

establishing a municipal head tax for the use of towns and cities. (Greeley of Merrimack Dist. 16 — To Ways and Means)

HB 280

relative to voting rights of ex-officio members of planning boards. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

HB 281

relative to fees in connection with arrests in tax cases. (Peever of Rockingham Dist. 7 — To Municipal and County Government)

HB 282

relating to investments of savings banks in buildings at Hampton Beach and improvements on land subject to U. S. forest service permits. (Bingham of Merrimack Dist. 24 — To Banks)

HB 283

relative to dogs as a menace. (Fuller of Merrimack Dist. 26, and Hanson of Merrimack Dist. 6 — To Municipal and County Government)

HB 284

relating to the uniform gifts to minors law. (Bingham of Merrimack Dist. 6 — To Judiciary)

HJR 38

in favor of the New Hampshire Veterans Association. (O'Shan of Belknap Dist. 11 — To Appropriations)

HJR 39

establishing a special committee to prepare legislation providing for the election of alternate senators, representatives and councilors. (Daniel of Hillsborough Dist. 39 — To Judiciary)

HJR 40

in favor of Harry L. Hurlbert. (Thurston of Coos Dist. 10 — To Claims and Aeronautics)

COMMITTEE REPORTS**HB 191**

relative to licenses in condemnation proceedings. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 127

increasing per diem for jurors. Rep. Capistran for Judiciary.
Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the word "fifteen" in the third line the words, and by striking out the word "seven" in the fourth line and inserting in place thereof the word, ten, and by striking out the word seven in the seventh line and inserting in place thereof the word, "ten" so that said section as amended shall read as follows:

1 Increase in Compensation. Amend RSA 500:26 (supp) as amended by 1959, 129:1 by striking out the word "ten" in line three and inserting in place thereof the word, fifteen, and by striking out the word "seven" in the fourth line and inserting in place thereof the word, ten, so that said section as amended shall read as follows:

500:26 Compensation of Jurors. Grand and petit jurors shall be paid by the county for each day or part of a day which is spent in actual attendance at court, fifteen dollars each; for travel to and from court each day, each mile ten cents; talesmen shall receive compensation and allowances for travel and expenses in the same manner and amount as grand and petit jurors.

* * *

At the request of Rep. deBlois, Rep. Spitzli explained the bill.

Reps. Capistran and Brungot spoke in favor of the bill.

Amendment adopted by vv and the bill ordered to third reading.

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills:

HB 25

AN ACT appropriating funds for equipment for secretary of State.

HB 132

AN ACT relating to the Hillsboro-Deering Cooperative School District.

Rep. Park
For the Committee

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 132

relating to the Hillsboro-Deering Cooperative School District.

FURTHER SENATE MESSAGE

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

SB 36

repealing requirements for certificates to county attorney regarding enforcement of dog law.

Senate Bill read a first and second time and referred as follows:

SB 36

to Judiciary.

RESOLUTIONS

The Concord Delegation and Rep. Williamson of Goshen offered the following resolution:

Whereas, we have learned with regret of the death of Winslow H. Osborne, former Representative from Concord, Ward 6, and

Whereas, Representative Osborne served his country, the state and community in many capacities and with great regard for the good of his fellow citizens, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family in their bereavement, and be it further

Resolved, that a copy of these resolutions be forwarded to his widow, Mrs. Ruth Osborne.

Resolutions adopted by vv.

ANNOUNCEMENT

The Chair announced that today is the 24th Wedding Anniversary of Rep. and Mrs. Mudgett.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READING

The following bills were read a third time, passed and sent to the Senate for concurrence:

HB 127

increasing per diem pay for jurors.

HB 191

relative to licenses in condemnation proceedings.

* * *

On motion of Rep. Brungot the House adjourned at 11:55 A.M.

Tuesday, February 14

The House met at 11:00 o'clock.

JOINT CONVENTION

PRAYER

Prayer was offered by Guest Chaplain The Rev. Joseph Rheaume of St. Agnes Roman Catholic Church, Ashland, N. H., as follows

Our Father who art in Heaven, we pray thee to look into thy mercy upon this gathering, showering thy grace upon those assembled here, and bestowing thy divine guidance to our every act, thought and deed.

It is a good and consoling thought, that, in these days of turmoil and uncertainty, we do not have to trust to our own poor understanding, but have thy infinite wisdom upon which we can call.

Help us, Dear God, to know thy voice when we hear it, and thy Grace when we receive it, that we may avoid the paths of error and regret.

Help us, too, that we may appreciate the privileges which are ours, privileges such as meeting here today with our friends in this Hall, and for these blessings give our thanks to the giver of all good and perfect gifts.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Pryor led the Convention in the Pledge of Allegiance to the Flag.

HOUSE
LEAVES OF ABSENCE

Rep. Whipple was granted leave of absence for the day on account of illness.

Rep. Migneault was granted leave of absence for the week on account of illness.

Rep. Edmund P. Sweeney was granted an indefinite leave of absence on account of illness.

Rep. Manchester and Rep. Shindledecker were granted leave of absence for the day on account of important business.

Rep. Graf was granted leave of absence for the week on account of important business.

RECONSIDERATION

Rep. Remick served notice that today or some subsequent day he will ask the House to reconsider its vote whereby it passed HB 127, Increasing per diem pay for jurors.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 285

clarifying revocation and suspension of motor vehicle licenses in certain cases. (Rep. Healy of Hillsborough Dist. 32 — To Judiciary)

HB 286

to authorize the destruction of records in district and municipal courts. (Maxwell of Merrimack Dist. 4 — To Judiciary)

HB 287

to clarify certain statutes relating to the department of safety. (Palmer of Rockingham Dist. 9 — To Judiciary)

HB 288

making agreements for extensions of water mains with the Manchester Water Works an encumbrance on real estate. (Capistran of Merrimack Dist. 38 — To Manchester Delegation)

HB 289

to increase the debt limit of the New Ipswich school district. (Karnis of Hillsborough Dist. 8 — To Municipal and County Government)

HB 290

establishing the position of executive director of the historical commission and making appropriations for the commission. (Smith of Grafton Dist. 18 — To Executive Departments and Administration)

HB 291

relative to R. and R. Development Corp. (Sullivan of Coos Dist. 6 — To Executive Departments and Administration)

HB 292

relative to the installation of municipal sewage disposal facilities and relative to condemnation authority for sewerage construction. (Osborn of Rockingham Dist. 26 — To Resources, Recreation and Development)

HB 293

relative to open season for taking fisher in Merrimack and Belknap Counties. (York of Merrimack Dist. 20, Watson of Belknap Dist. 5, and Kopperl of Merrimack Dist. 12 — To Fish and Game)

HB 294

requiring the use of a checklist at school district meetings. (Hayes of Carroll Dist. 3 — To Education)

HB 295

relating to participations in real estate mortgages by savings banks. (Stevens of Merrimack Dist. 10 — To Banks)

HB 296

to provide a snorkel fire truck for fire protection for Laconia State School. (DeBlois of Belknap Dist. 8, and Normandin of Belknap Dist. 9 — To Appropriations)

HB 297

relating to investments of savings banks in federal government agency obligations, unsecured notes, and other securities and mortgages. (Stevens of Merrimack Dist. 10 — To Banks)

HJR 41

relative to purchase of New Hampshire probate set. (Sterling of Hillsborough Dist. 2 — To Judiciary)

Rep. Spitzli moved that the order whereby HB 257, providing appropriations for representation of indigent defendants, was referred to Appropriations be vacated, and the bill be referred to Judiciary and spoke in favor of the motion.

Motion adopted by vv.

COMMITTEE REPORTS**HJR 24**

to pay salaries of staff at Vocational Institute at Berlin. Rep. Drake for Appropriations. Ought to pass.

Ordered to a third reading by vv.

HB 5

ratifying the compact for education. Rep. O'Neil for Education. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out in paragraph A of Article III of the Compact for Education as inserted by RSA 200-B:1 of said section the word, "Educational" in the first line and inserting in place thereof the word, Education, so that said paragraph as amended shall read as follows:

A. The Education Commission of the States, hereinafter called "the commission", is hereby established. The commission shall consist of seven members representing each party state. One of such members shall be the governor; two shall be members of the state legislature selected by its respective houses and serving in such manner as the legislature may determine; and four shall be appointed by and serve at the pleasure of the governor, unless the laws of the state otherwise provide. If the laws of a state prevent legislators from serving on the commission, six members shall be appointed by and serve at the pleasure of the governor, unless the laws of the state otherwise provide. In addition to any other principles or requirements which a state may establish for the appointment and service of its members of the commission, the guiding principle for the composition of the membership on the commission from each party shall be that the members representing such state shall, by virtue of their training, experience, knowledge or affiliations be in a position collectively to reflect broadly the interests of the state government, higher education, the state education system, local education, lay and professional, public and non-public educational leadership. Of those appointees, one shall be the head of a state agency or institution, designated by the governor, having responsibility for one or more programs of public education. In addition to the members of the commission representing the party states, there may be not to exceed ten non-voting commissioners selected by the steering committee for terms of one year. Such commissioners shall represent leading national organizations of professional educators or persons concerned with educational administration.

Further amend said section by striking out paragraph A of Article VI of said compact and inserting in place thereof the following:

A. To assist in the expeditious conduct of its business when the full commission is not meeting, the commission shall elect a steering committee of thirty two members which, subject to the provisions of this compact and consistent with the policies of the commission, shall be constituted and function as provided in the bylaws of the commission. One-fourth of the voting membership of the steering committee shall consist of governors, one-fourth shall consist of legislators and the remainder shall consist of other members of the commission. A federal representative on the commission may serve with the steering committee, but without vote. The voting members of the steering committee shall serve for terms of two years, except that members elected to the first steering committee of the commission shall be elected as follows: sixteen for one year and sixteen for two years. The chairman, vice chairman and treasurer of the commission shall be members of the steering committee and, anything in this paragraph to the contrary notwithstanding, shall serve during their continuance in these offices. Vacancies in the steering committee shall not affect its authority to act, but the commission at its next regularly ensuing meeting following the occurrence of any vacancy shall fill it for the unexpired term. No person shall serve more than two terms as a member of the steering committee: provided that service for a partial term of one year or less shall not be counted toward the two term limitation.

Further amend the bill by adding at the end of section 2 the words, There is further appropriated the sum of three thousand dollars for the fiscal year ending June 30, 1968 and a like sum for the fiscal year ending June 30, 1969 to be used to defray the expenses of the commission for the said two fiscal years which shall lapse if not so expended, so that the section is amended to read as follows:

2 Appropriation. The sum of eight thousand dollars is hereby appropriated for the fiscal year ending June 30, 1968 and a like amount is hereby appropriated for the fiscal year ending June 30, 1969, for the purpose of meeting the state obligation under the compact for education as set forth in RSA 200-B. There is further appropriated the sum of three

thousand dollars for the fiscal year ending June 30, 1968 and a like sum for the fiscal year ending June 30, 1969 to be used to defray the expenses of the commission for the said two fiscal years which shall lapse if not so expended.

* * *

At the request of Rep. Stevenson, Rep. O'Neil explained the bill and amendment.

Amendment adopted and the Chair referred HB 5 to the Committee on Appropriations under the Rules.

HB 98

to limit the size of hunting parties. Rep. Campbell for Fish and Game. Ought to pass.

Rep. Donald Welch moved that HB 98 be referred to Legislative Council and spoke in favor of the motion.

Rep. Maynard spoke against the motion.

(discussion ensued)

On a vv motion lost.

Ordered to third reading by vv.

HB 182

increasing fees for sheriffs and deputy sheriffs. Rep. Warren for Municipal and County Government. Ought to pass.

At the request of Rep. Williamson, Rep. Morrill explained the bill.

Ordered to a third reading by vv.

HB 168

to reclassify a Class II highway in the town of Seabrook to a Class V highway. Rep. Fortier for Public Works. Ought to pass.

Ordered to third reading by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolution sent up from the House of Representatives:

HB 83

relative to power of New England Aeronautical Institute to grant certain degrees.

HB 192

requiring publication of apparent owner's name only if value of abandoned property is ten dollars or more.

HJR 23

to provide for the 1967 North American Alpine Championships at Cannon Mountain in New Hampshire.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and House Joint Resolution:

HB 83

AN ACT relative to power of New England Aeronautical Institute to grant certain degrees.

HB 192

AN ACT requiring publication of apparent owner's name only if value of abandoned property is ten dollars or more.

HJR 23

JOINT RESOLUTION to provide for the 1967 North American Alpine Championships at Cannon Mountain in New Hampshire.

Idanelle Moulton for the Committee.

FURTHER SENATE MESSAGE

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SB 21

relative to R. and R. Development Corp.

SB 24

providing for recompilation of Volume 4 of the Revised Statutes Annotated.

SB 33

to provide for cumulative pocket supplements for Revised Statutes Annotated.

SB 23

extending the powers of certain private corporations organized under special legislative act.

INTRODUCTION OF SENATE BILLS

The following SBs were read a first and second time and referred as follows:

SB 21, SB 24, SB 33

to Executive Departments & Administration.

SB 23

To Judiciary.

FURTHER SENATE MESSAGE

The Senate has passed the following joint resolution, in the passage of which it asks the concurrence of the House of Representatives:

SJR 6

providing for special election for councilor in district 3 to be held on town meeting day, March 14, 1967.

INTRODUCTION OF SJR

SJR 6

was read a first and second time and referred to Judiciary.

* * *

RESOLUTION

Reps. Stratton, Angus and Pickett offered the following resolution:

Whereas, we have learned with regret of the death of Thomas H. Rhodes, father of Robert W. Rhodes, Commissioner, Department of Safety, therefore be it

Resolved, that we, the Members of the 1967 House of Representatives in general Court convened, do hereby extend our sympathy to Commissioner Rhodes, and be it further

Resolved, that a copy of these resolutions be transmitted to Commissioner Rhodes.

Resolutions adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and the HJR by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills and HJR were read a third time, passed, and sent to the Senate for concurrence:

HJR 24

to pay salaries of staff at Vocational Institute at Berlin.

HB 98

to limit the size of hunting parties.

HB 182

increasing fees for sheriffs and deputy sheriffs.

HB 168

to reclassify a Class II highway in the town of Seabrook to a Class V highway.

* * *

On motion of Rep. Jennie Bennett the House adjourned at 11:50 A.M.

Wednesday, February 15

The House met at 11:00 o'clock.

JOINT CONVENTION

PRAYER

Prayer was offered by House Chaplain Peter Floyd as follows:

This morning, I would like to read a brief and unusual prayer written by Father Michel Quoist. It is entitled "The Telephone".

"I have just hung up; Why did he telephone?
I don't know Oh! I get it . . .

I talked a lot and listened very little.

Forgive me, Lord; it was a monologue and not a dialogue.
I explained my idea and did not get his;
Since I didn't listen, I learned nothing,
Since I didn't listen, I didn't help,
Since I didn't listen, we didn't commune.

Forgive me, Lord, for we were connected,
And now we are cut off."

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Bernier led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUEST

The Chair introduced Congressman Robert Taft, Jr. from Ohio who addressed the Convention briefly.

On motion of Senator Larty of District No. 2, the Joint Convention rose.

HOUSE
LEAVES OF ABSENCE

Reps. Whipple, Guilmette and Bernard were granted leave of absence for the day on account of illness.

Rep. Gile was granted leave of absence for the day on account of important business.

* * *

RECONSIDERATION

Rep. Carter, having voted with the majority on HB 182, increasing fees for sheriffs and deputy sheriffs, served notice that today or some subsequent day he will ask the House to reconsider its vote whereby it passed HB 182.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 298

relating to investments of savings banks in mortgages, municipal obligations and capital notes. (Stevens of Merrimack Dist. 10 — To Banks)

HB 299

increasing the salary of Cheshire county attorney. (Allen of Cheshire Dist. 8 — To Cheshire County Delegation)

HB 300

relative to unit ownership of real property. (Piper of Belknap Dist. 2, and Allan of Belknap Dist. 2 — To Judiciary)

HB 301

relative to payment of taxes upon property sold by tax sale. (Henry of Merrimack Dist. 22 — To Municipal and County Government)

HB 302

relative to form for selectmen's tax invoice. (Bednar of Hillsborough Dist. 23, and Allen of Cheshire Dist. 8 — To Municipal and County Government)

HB 303

making appropriation for law enforcement for fish and game department. (Hayes of Carroll Dist. 3 — To Fish and Game)

HB 304

relative to regulations for sale of bait and manner of keeping such bait. (Hayes of Carroll Dist. 3 — To Fish and Game)

HB 305

relative to hunting with bow and arrow. (Tuttle of Rockingham Dist. 1 — To Fish and Game)

HB 306

to establish the position of tax field agent in the office of the tax commission. (Henry of Merrimack Dist. 22 — To Executive Departments and Administration)

HB 307

relative to the salary of the register of deeds for Hillsborough County. (Colburn of Hillsborough Dist. 5 — To Hillsborough County Delegation)

HB 308

making additional appropriation for the construction of new Sanborn Cottage at Laconia State School. (Prescott of Belknap Dist. 10 — To Appropriations)

HB 309

establishing a finance commission for the city of Manchester. (Blanchard of Hillsborough Dist. 34, Grady of Hillsborough Dist. 40, Bernier of Hillsborough Dist. 34, Sweeney of Hillsborough Dist. 36, and Bergeron of Hillsborough Dist. 36 — To Manchester Delegation)

HB 310

governing veterinary medical service corporations and animal hospital service corporations. (Austin of Cheshire Dist. 6 — To Public Health)

HB 311

increasing the amount of prizes which may be given at games of beano, and relative to conduct of games. (Walsh of Hillsborough Dist. 31 — To Judiciary)

HB 312

relative to ballots under the unofficial ballot system. (Hayes of Carroll Dist. 3 — To Municipal and County Government)

HB 313

relative to penalties for shooting moose or domestic animals. (Remick of Carroll Dist. 4 — To Fish and Game)

HB 314

relative to boiler inspection. (Maglaras of Strafford Dist. 20 — To Labor)

HB 315

providing for an annual permit for registration of nurses, (York of Merrimack Dist. 20 — To Public Health)

HB 316

for overtime pay for classified state employees. (Angus of Sullivan Dist. 4 — To Executive Departments and Administration)

HB 317

relative to notice of injury in workmen's compensation cases. (Belanger of Hillsborough Dist. 36 — To Labor)

HB 318

to provide extra funds for the fish and game department from tolls from motor fuel used for propulsion of boats. (LaFrance of Hillsborough Dist. 33, and Oleson of Coos Dist. 5 — To Ways and Means)

HJR 42

for a memorial in honor of the deceased astronauts. (Rep. Keefe of Rockingham Dist. 24 — To Public Works)

HJR 43

in favor of Wilbur J. Little. (Marsh of Coos Dist. 1 — To Appropriations)

COMMITTEE REPORTS

HB 49

relative to technical institutes and vocational-technical institutes. Rep. Berry for Education. Ought to pass.

Bill ordered to third reading by vv.

HB 26

to increase the salaries of the deputy superintendent of the state industrial school and deputy warden of state prison. Rep. George Roberts, Jr. for Executive Departments & Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 18

relative to conflicting rules and regulations between state and local agencies. Rep. Moran for Executive Departments & Administration. Ought to pass with amendment.

AMENDMENT

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1 Hospital Licensing. Amend RSA 151, by inserting after section 9, as amended by 1961, 166:3 the following new section: 151:9-a Inconsistent Rules and Regulations. Whenever the division of public health services shall adopt a rule or regulation under the provisions of section 9 which shall affect a hospital or related institution in a city or town which also licenses such hospital or institution and where such rule or regulation is inconsistent with local rules and regulations the provision which is more stringent shall be controlling.

In the case where a state permit or license is involved the division, before issuing said permit or license, shall require a statement in writing from the local authority that all requirements of its local ordinances have been met.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2 Fire Control. Amend RSA 153 by inserting after section 6 the following new section: 153:6-a Power of Board. Whenever the state board of fire control shall adopt a rule or regulation under the provisions of section 5 relative to public safety in a city or town where such city or town has adopted a local rule or regulation covering the same matter the provision which is more stringent shall be controlling. In the enforcement of any such rule or regulation the state board before issuing any permit or approval for conforming use shall require a statement in writing from the local authority that its local rules or regulations covering the same matter have been met.

* * *

Amendment adopted by vv and the bill ordered to a third reading.

HB 80

relative to marine fisheries and shellfish. Rep. Maynard for Fish and Game. Ought to pass.

Bill ordered to third reading by vv.

HB 16

repealing certain provisions relative to use of spinners, taking fresh water smelt, bag limit on pickerel. Rep. Hoar for Fish and Game. Ought to pass.

Rep. Hayes offered the following amendment and spoke in favor of the amendment.

The Clerk read the amendment in full.

AMENDMENT

Amend section 2 by striking out the word and figure "September 1," and inserting in place thereof the word and figures, December 31, so that said section as amended shall read:

2 Effective Date. This act shall take effect December 31, 1967.

* * *

Amendment adopted by vv and the bill ordered to a third reading.

HB 54

relative to the term of office of registers of deeds. Rep. Palmer for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 195

to incorporate the Meriden Water Company. Rep. Eastman for Judiciary. Ought to pass.

Bill ordered to third reading by vv.

HB 209

relative to voluntary corporations. Rep. Sayer for Judiciary. Ought to pass.

Ordered to third reading by vv.

Constitutional Amendment No. 1 — Concurrent Resolution proposing constitutional amendment to require approval

by two biennial assemblies of the General Court before a question may be submitted to voters. Rep. Bingham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 180

to remove the control of the public utilities commission over the accounts and records of municipal lighting and water systems. Rep. Bragdon for Municipal and County Government. Ought to pass.

Bill ordered to third reading by vv.

HB 145

to set the salary of the special justice of the Portsmouth district court. Rep. Gerber for the Portsmouth Delegation. Ought to pass.

Bill ordered to third reading by vv.

(Recess)

HB 133

authorizing the town of Hudson to appropriate the sum of two hundred thousand dollars for the construction of a new Taylors Falls bridge. Rep. Fortier for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after the title the following preamble:

Whereas, there is urgent need for a new bridge across the Merrimack River between Nashua and Hudson in close proximity to the present Taylors Falls bridge, and

Whereas, this need is amply supported by a transportation study made in 1960 by the consulting firm of Bruce Campbell Associates of Boston, Mass., and

Whereas, in the succeeding six years cross river traffic has increased at an even greater rate than that forecast by the transportation study, and

Whereas, further traffic studies made by the state highway department show traffic crossing at the present two-lane Taylors

Falls bridge built in 1910 to be in excess of 30,000 vehicles on some days, and

Whereas, the city of Nashua and the board of aldermen have authorized a bond issue in the amount of six hundred thousand dollars with which to defray Nashua's share of the cost of a new bridge and approaches located just north of the present Taylors Falls bridge, and

Whereas, for the past six years the department's staff has studied numerous possible bridge locations in this area and has explored them in a series of local meetings with local officials of both communities, and

Whereas, a facility of the type required is eligible for fifty per cent federal-aid financing which financing provides the department of public works and highways with its only available means for contributing toward the required facility, and

Whereas, preliminary estimates indicate the cost of the facility to be in the vicinity of one million, six hundred thousand dollars, and

Whereas, the state of New Hampshire has already expended forty-five thousand dollars for the Bruce Campbell transportation study at legislative direction and in addition has made studies of bridge locations which have cost in excess of ninety-five hundred dollars, and

Whereas, for long range planning purposes, the department of public works and highways is at the present time making a study to determine the optimum location of a circumferential highway beginning near the terminus of the present Burque Drive so-called and crossing the Merrimack River into Hudson at a point directly opposite the terminus of Burque Drive, thence proceeding easterly and southerly around Hudson Center to a terminus with Route 3 on the westerly side of the Merrimack River in the general vicinity of the new state liquor store, and

Whereas, at such time in the future as funds may be made available to construct such a long range highway, the department of public works and highways is agreeable to initiating the first stage of this facility at the southerly terminus,

Further amend the bill by inserting after section 2 the following new sections: to read as follows:

3 Limitation. In the event that the results of the referendum of section 2 hereof is in the affirmative, neither the town of Hudson nor the city of Nashua shall be required to finance the new bridge and approaches at Taylors Falls at a cost greater than two hundred thousand dollars and six hundred thousand dollars respectively, notwithstanding the provisions to the contrary contained in RSA 231:7.

4 Layout and Acquisition of Property. In order to conform to requirements of the bureau of public roads for federal-aid projects, the layout and acquisition of property shall be in accordance with the provisions of RSA 233.

Further amend the bill by renumbering section 3 to read section 5.

* * *

Amendment adopted by vv.

Rep. Corriveau moved that HB 133 as amended, be made a Special Order of business at 11:01 tomorrow morning and spoke in favor of the motion.

Motion adopted by vv.

SENATE MESSAGE

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SB 31

relative to bid bonds issued in connection with any public or private contract.

SB 58

providing authority to disregard errors of less than one dollar in payment of income tax.

SJR 3

in favor of George W. LaRocque.

INTRODUCTION OF SENATE BILLS AND SENATE JOINT RESOLUTION

Read a first and second time and referred as follows:

SB 31

to Insurance.

SB 58

to Judiciary.

SJR 3

to Claims and Aeronautics.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

HB 24

to provide additional retirement to retired members of the Policemen's retirement system.

HJR 2

providing additional funds for the department of safety.

HJR 3

providing supplemental appropriation for school building aid.

HB 34

providing that general laws shall take precedence over inconsistent savings bank charter provisions.

HB 35

relative to verification of saving deposit accounts and due books of shareholders.

COMMUNICATION

N. H. State Legislature

Feb. 14, 1967

*The family of
Montervill Leslie
acknowledges with grateful
appreciation your kind expression
of sympathy*

RESOLUTIONS

Reps. Willey and Pickett offered the following resolution:

RESOLUTION

Whereas our Senior Senator, Norris Cotton, has introduced into Congress a bill which would increase the wages of nurses by appropriating federal aid, and

Whereas, we are cognizant of the shortage of nurses to staff the facilities of our local hospitals, due in part to the fact that their remuneration is out of proportion to the services which they render, therefore be it

Resolved, that, we, the members of the New Hampshire House of Representatives in General Court assembled, do hereby congratulate Senator Cotton for his sympathetic approach to a subject dear to the hearts of the people of the state of New Hampshire and be it further

Resolved, that a copy of these resolutions be transmitted to Senator Cotton.

* * *

Resolution adopted by vv.

Rep. Williamson was recorded as voting "No" on the above resolutions.

Reps. Roby and Walter B. Dame offered the following resolution:

RESOLUTION

Whereas, we have learned with regret of the death of Robert W. Potter, former Representative from Concord, and

Whereas, Representative Potter served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to his family, and be it further

Resolved, that a copy of these resolutions be forwarded to his widow, Mrs. Frances L. Potter.

* * *

Resolution adopted by vv.

RECONSIDERATION

Rep. Capistran, having voted with the majority, moved that the House reconsider its action whereby it passed HB 127, increasing per diem pay for jurors, and spoke against the motion.

Reps. Remick, Greene, deBlois, Charles H. Gay and Andersen spoke in favor of the motion.

Reps. Brungot, Spitzli and Fortier spoke against the motion.

The question being on the motion to reconsider HB 127.

Motion was lost by vv.

Rep. Remick requested the Yeas and Nays and it was seconded by Rep. deBlois.

Reps. Remick and deBlois withdrew their request for a roll call.

Rep. Remick asked for a division.

84 members having voted in favor and 247 against, the motion to reconsider was lost.

Rep. deBlois requested the Yeas and Nays, seconded by Rep. Remick.

Reps. deBlois and Remick withdrew their request, and the motion to reconsider was lost.

* * *

Rep. Merrifield wished to be recorded as voting "yes" on the motion.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 49

relative to technical institutes and vocational-technical institutes.

HB 18

relative to conflicting rules and regulations between state and local agencies.

HB 80

relative to marine fisheries and shellfish.

HB 16

repealing certain provisions relative to use of spinners, taking fresh water smelt, bag limit on pickerel.

HB 195

to incorporate the Meriden Water Company.

HB 209

relative to voluntary corporations.

HB 180

to remove the control of the public utilities commission over the accounts and records of municipal lighting and water systems.

HB 145

to set the salary of the special justice of the Portsmouth district court.

* * *

On motion of Rep. Webster the House adjourned at 12:57 P.M.

Thursday, February 16

The House met at 11:00 o'clock.

JOINT CONVENTION

PRAYER

Prayer was offered by guest Chaplain the Rev. Harry Flad from the Stratham Community Church as follows:

O Lord, you have made men to live in communities, to so regulate their lives by laws that they might live without fear, without chaos. As you have created order in the universe, so have you created us to seek order in human societies. These men have taken upon themselves the responsibility as law-makers to build in this state, a society built on order, freedom, and concern for the people of this state.

Give them insight to clearly see the problems of the present inherited from the past, created by the present conditions and holding the key to the future. Give them the insight into the present to see the alternatives and pathways to the future that you intend for all mankind whom you have created in your own image.

Trusting in your wisdom, your goodness and your greatness, we ask these things. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Nelson E. Barker led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

LEAVES OF ABSENCE

Rep. Bernard was granted leave of absence for the day on account of illness.

Rep. Yardley was granted leave of absence for the day on account of important business.

INTRODUCTION OF GUESTS

Mrs. Diana Stone of Keene, guest of Rep. MacFarlane. Mrs. Stone's husband is a naval officer serving in Viet Nam.

A group of students from Pinkerton Academy, guests of Rep. Kimball and the Derry Delegation.

Mrs. Hilda Currier of Salem, sister of Rep. Morrison.

INTRODUCTION OF BILLS

The following Bills, House Joint Resolution, and Constitutional Amendment-Concurrent Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 319

relative to mountain lions. (Kopperl of Merrimack Dist. 12 — To Fish and Game)

HB 320

relative to cooperative extension work at the university and making appropriation therefor. (Underwood of Rockingham Dist. 12, Berry of Strafford Dist. 3, and Noyes of Coos Dist. 1 — To Agriculture)

* * *

Rep. Underwood moved that the order whereby HB 320 was referred to Agriculture be vacated and the bill referred to Appropriations, and spoke in favor of the motion.

Motion adopted by vv.

INTRODUCTION OF BILLS (Continued)

HB 321

providing additional retirement allowances for certain retired state employees. (O'Neil of Cheshire Dist. 12 — To Executive Departments and Administration)

HB 322

relative to capital reserves for the city of Manchester. (Raiche of Hillsborough Dist. 34 — To Manchester Delegation)

HB 323

relative to a termination benefit under the state employees' retirement system. (O'Neil of Cheshire Dist. 12 — To Executive Departments and Administration)

HB 324

providing additional (cost of living) retirement allowance

for retired state employees (O'Neil of Cheshire Dist. 12 — To Executive Departments and Administration)

HB 325

relative to the use of funds of credit unions. (Graf of Hillsborough Dist. 26 — To Banks)

HB 326

establishing a commission to recommend a codification of the criminal laws. (Graf of Hillsborough Dist. 26, Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 327

relative to the provisions for disqualifying pregnant women for unemployment compensation. (Bednar of Hillsborough Dist. 23 — To Labor)

HJR 44

appropriating funds for the board of registration for professional engineers. (Newell of Merrimack Dist. 26 — To Appropriations)

**CONSTITUTIONAL AMENDMENT - CONCURRENT
RESOLUTION NO. 6**

proposing Constitutional Amendment relating to per diem compensation for members of the General Court. (Bednar of Hillsborough Dist. 23 — To Judiciary)

SPECIAL ORDER**HB 133**

Rep. Corriveau called for special order of HB 133, authorizing the town of Hudson to appropriate the sum of two hundred thousand dollars for the construction of a new Taylors Falls bridge.

The bill being on second reading and open to amendment.

Rep. Keeney offered the following amendment:

AMENDMENT

Amend section 2 by inserting after the word "bridge" in the eighth line the words, to be located in very close proximity to the north of the existing Taylors Falls bridge, so that said section as amended shall read:

2 Referendum. The appropriation authorized as provided in section 1, shall not take effect unless it is adopted by majority vote at the town meeting on March 14, 1967, as provided in this section. The town clerk then in office shall cause to be placed at the bottom of the regular election ballot for town officers the following question: Are you, as a voter of the town of Hudson, in favor of appropriating the sum of two hundred thousand dollars and no more for the construction of a new Taylors Falls bridge as authorized by the provisions of an act enacted by the 1967 session of the legislature? When submitting this question to the voters of the town of Hudson, the form of the ballot shall be as prescribed by RSA 59:12-a. If a majority of those voting on this question at said election vote in the affirmative on the question, this act shall be declared to have been adopted by the town and the authorized appropriation made. Within ten days after said meeting, the town clerk shall certify to the secretary of state the result of the vote on the question.

* * *

Reps. Keeney, Bednar and Corriveau spoke in favor of the amendment.

Amendment adopted and the bill ordered to a third reading by vv.

Rep. Cares moved that the Rules of the House be so far suspended as to permit HB 133 to be placed on third reading and final passage, by title only, at the present time.

Motion adopted by vv.

THIRD READING

HB 133

authorizing the town of Hudson to appropriate the sum of two hundred thousand dollars for the construction of a new Taylors Falls bridge, was read a third time, passed, and sent to the Senate for concurrence.

RECONSIDERATION

Rep. Bednar moved that the House reconsider its action whereby it passed HB 133 and spoke against the motion.

On a vv reconsideration was lost.

COMMITTEE REPORTS

HB 224

to repeal the statute requiring residents to report their marriage if performed outside the state. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 152

to authorize the governor to suspend department heads for cause. Rep. Bingham for Judiciary. Inexpedient to legislate.

Rep. Spitzli explained the resolution of the committee.

Rep. Pickett moved that the words, ought to pass, be substituted for the committee report, inexpedient to legislate, and spoke in favor of the motion.

Rep. Belanger moved that further consideration of HB 152 be indefinitely postponed and spoke in favor of the motion.

Rep. Cobleigh spoke in favor of the committee resolution.

(discussion ensued)

Rep. Capistran spoke against the motion.

Reps. Eaton, O'Neil and Angus spoke in favor of the motion.

Rep. O'Neil requested a division.

264 members having voted in the affirmative and 79 members having voted in the negative the motion to indefinitely postpone prevailed.

REMARKS BY THE CHAIR

The Chair asked the cooperation of the membership to stick to the issues and to avoid getting into personalities. The Chair expressed the intention to watch very closely, in regard to this matter, the remarks made on either side of the aisle.

COMMITTEE REPORTS (Continued)

HB 142

relative to the prevention of sewage discharges from vessels. Rep. McCarthy for Public Health. Ought to pass.

Bill ordered to a third reading by vv.

HB 81

relative to services available at the New Hampshire Hospital to employees thereof suffering from contagious diseases. Rep. Cochrane for Public Welfare and State Institutions. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "who has quarters at said hospital" in the fourth line and by inserting after the word "hospital" in the sixth line the words, may be examined and, so that said section as amended shall read as follows:

1 State Officials. Amend RSA 94 by inserting after section 5 (supp) as amended by 1965, 365:2 the following new section: 94:5-a New Hampshire Hospital. Notwithstanding the provisions of section 5 any unclassified employee at the New Hampshire hospital, who is suffering from, or suspected of having, a contagious disease which would create a health menace at said hospital, may be examined and may, with the approval of the superintendent, remain at the hospital and utilize certain hospitalization and medical services there, provided that said employee shall reimburse the hospital for such services rendered hereunder.

Amend section 2 of the bill by striking out the words "who has quarters at said hospital and" in the fourth and fifth lines and by inserting after the word "hospital" in the sixth line the words, may be examined and, so that the section as amended shall read as follows:

2 Classified Employees. Amend RSA 99 by inserting after section 2-a (supp) as inserted by 1965, 239:10, the following new section: 99:2-b New Hampshire Hospital. Notwithstanding the provisions of section 2-a any classified employee of the New Hampshire Hospital who is suffering from, or suspected of having a contagious disease, which would create a health menace at said hospital may be examined and may, with the approval of the superintendent, remain at the hospital and utilize certain hospitalization and medical services there, provided said employee shall reimburse the hospital for such services rendered hereunder.

Amendment adopted and bill ordered to third reading by vv.

HB 103

relative to public assistance to aged, etc. Rep. Dubey for Public Welfare and State Institutions. Ought to pass.

Bill ordered to third reading by vv.

HJR 26

making an appropriation to construct a barn at Laconia State School. Rep. Shindlecker for Public Welfare and State Institutions. Ought to pass.

Referred to Appropriations under the Rules.

HB 90

relative to special number plates for county commissioners. Rep. Manning for Transportation. Inexpedient to legislate.

Resolution adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and House Joint Resolutions:

HB 24

to provide additional retirement to retired members of the policemen's retirement system.

HB 34

providing that general laws shall take precedence over inconsistent savings bank charter provisions.

HB 35

relative to verification of savings deposit accounts and due books of shareholders.

HJR 2

providing additional funds for the department of safety.

HJR 3

providing supplemental appropriation for school building aid.

Rep. Moulton
For the Committee

SENATE MESSAGE

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

SB 29

establishing a department of centralized automated data processing.

INTRODUCTION OF SENATE BILL

SB 29

read a first and second time and referred to Executive Departments and Administration.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

HB 8

relative to appropriations for five area agents in agriculture.

HJR 14

relative to power of Franconia College to grant certain degrees.

(Recess)

During the recess the House congratulated Rep. Peever on the occasion of his 70th birthday and also Rep. Casey on his 39th.

(After Recess)

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be in honor of Rep. Peever's birthday, and to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READING**HB 142**

relative to the prevention of sewage discharges from vessels.

HB 81

relative to services available at the New Hampshire Hospital to employees thereof suffering from contagious diseases.

HB 103

relative to public assistance to aged, etc.

ANNOUNCEMENT

Next Sunday is the Golden Wedding Anniversary of Rep. and Mrs. Edward H. York.

CHANGE IN COMMITTEE ASSIGNMENTS

Rep. Edward Grady from Judiciary to Liquor Laws.

Rep. Parent to Liquor Laws.

Rep. Bouchard from Liquor Laws.

* * *

On motion of Rep. Gutterson the House adjourned at 12:29 P.M.

Tuesday, February 21

The House met at 11:00 o'clock.

JOINT CONVENTION

PRAYER

Prayer was offered by Chaplain Peter Floyd as follows:

Our Father, who in times past has been likened to a potter working at his wheel, taking raw clay and molding it into a like-

ness pleasing to him; who if a flaw, distortion or weakness is revealed in the vessel, does not cast it aside as useless or of no account . . . but leaves it on the wheel; patiently shaping it toward its own purpose: So take and use us. Bring us again under the discipline of thy love and justice: confirm and fulfill in us thine intent: mold us into the likeness of those men and women thou didst mean us to be. Grant us continual growth in knowledge and love of thee, and in courageous dedication to thy will; through him who still could be the Saviour of our world. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Palmer led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The following students were guests of the House courtesy of the Manchester Delegation:

Manchester Central High School, teacher, Mrs. Margaret Hoban.

Manchester West High School, teacher, Mrs. Judith King.

Manchester Memorial High School, teacher Richard E. Galway.

The Chair also introduced the following as guests of the House:

William Frederick, Regional Director of the Council of State Governments.

Mrs. Zimmerman with a group of Girl Scouts, courtesy of Rep. Stevens of Epsom.

Rep. Ferguson with Mrs. Ferguson and seven children.

A group of Girl Scouts from Troop No. 386 of Bow, courtesy of Rep. Hanson of Bow.

Shirley Davis grand-daughter of Rep. White of Portsmouth.

LEAVES OF ABSENCE

Rep. Keeney was granted leave of absence for the day on account of having an accident.

Reps. Whipple and Cone were granted leave of absence for the week on account of illness.

Rep. Emerson granted leave of absence for the week on account of illness in the family.

Rep. McGuinness was granted an indefinite leave of absence on account of illness.

Rep. Sheldon Barker was granted leave of absence for today and Wednesday on account of illness.

Reps. Bartlett and Peever were granted leave of absence for the day on account of illness in the family.

Reps. Trowbridge and Burrows were granted leave of absence for the week on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 328

relative to salaries of justice, special justice and clerk of Dover district court. (Maglaras of Strafford Dist. 20 — To Dover Delegation)

HB 329

relative to property holding of Alton Bay Campmeeting Association of the Advent Christian Church. (Normandin of Belknap Dist. 9 — To Executive Departments and Administration)

HB 330

prescribing limit of punishment for common law offenses and repealing conditional sentence of fine or imprisonment. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 331

to enlarge the duties of the administrative committee of the district and municipal courts. (Sterling of Hillsborough Dist. 2 — To Judiciary)

HB 332

to change the period of limitation of prosecutions of certain offenses. (Capistran of Hillsborough Dist. 38 — To Judiciary)

COMMITTEE REPORTS

HJR 11

to reimburse Harlan McMann for loss of eight acres of corn ruined by raccoons, Rep. Rufo for Claims and Aeronautics. Inexpedient to legislate.

Rep. Hunt moved that the words, Ought to pass, be substituted for the words, Inexpedient to legislate and spoke in favor of the motion.

Reps. Rufo, McFarlane spoke against the motion.

Reps. Bradley, Watson, Galbraith and Coburn spoke in favor of the motion.

On a vv the motion was not adopted and the committee resolution was adopted.

Rep. Watson requested a division.

228 members having voted in the affirmative and 83 in the negative the committee resolution was adopted.

HJR 29

in favor of Vera J. Meeker, Rep. Rufo for Claims and Aeronautics. Ought to pass.

The HJR was ordered to a third reading by vv.

HB 120

providing additional retirement allowances for certain retired teachers, Rep. Drabinowicz for Executive Departments and Administration. Ought to pass.

The Chair referred HB 120 to Appropriations under the Rules.

HB 70

relative to rates for inmates of public institutions, Rep. Bouchard for Executive Departments and Administration. Inexpedient to legislate.

Rep. Ainley moved that HB 70 be made a Special Order of business for Thursday, February 23 at 11:01 o'clock and spoke in favor of the motion.

Rep. Shirley Clark spoke in favor of the motion.

Motion was adopted by vv.

HB 56

increasing fees for lobster licenses, Rep. Maynard for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Shellfish. Amend RSA 211:38, as amended by 1961, 146:1 by striking out said section and inserting in place thereof the following: 211:38 Lobster Meat. No person shall sell lobster meat which has not been processed and sealed within containers which do not require refrigeration without first procuring a license so to do. The director shall issue such license for a period of one calendar year which license shall expire on December 31 of each year. A separate license shall be required for each market, store, vehicle, motel, hotel, restaurant, stand, inn, caterer or other facility where lobster meat is sold. The following fees shall apply for licenses issued under this section: To a resident, for lobster meat license, five dollars, and for each lobster meat license for additional facility, three dollars; to a nonresident for a lobster meat license, twenty dollars, and for each lobster meat license for additional facility ten dollars.

Amend section 3 of the bill by striking out the word "fifty" in the sixth line and inserting in place thereof the word (seventy), and by striking out the word "ten" in the seventh line and inserting in its place the word (twenty) so that said section as amended shall read as follows:

3 Wholesale Dealers. Amend paragraph IV of RSA 211:39 by striking out said paragraph and inserting in place thereof the following: IV. Fees. The following fees shall be collected for licenses issued under the provisions of paragraph III: To a resident, for a wholesale dealer's license, thirty-five dollars, and for each license for an additional facility, ten dollars; to a nonresident, for a wholesale dealer's license, seventy dollars, and for each license for an additional facility, twenty dollars.

Amend section 4 of the bill by striking out said section and inserting in place thereof the following:

4 Lobster Meat Containers. Amend RSA 211:27 (supp) as amended by 1965, 305:4 by inserting the following sentence at the beginning of said section: (All lobster meat sold as such

shall be delivered in containers marked as prescribed by the rules and regulations promulgated under the provisions of RSA chapter 206, sections 10 to 13) so that said section as amended shall read as follows: 211:27 Legal Length. All lobster meat sold as such shall be delivered in containers marked as prescribed by the rules and regulations promulgated under the provisions of RSA chapter 206, sections 10 to 13. No person may transport, buy, sell, give away, or expose for sale, or possess for any purpose, any lobster less than three and one-eighth inches in length alive or dead, cooked or uncooked, measuring from the rear of the eye socket along a line parallel to the center line of the body shell to the rear end of the body shell. Whoever ships, transports, carries, buys, gives away, sells or exposes for sale, or possesses for any purpose, lobster meat after the meat has been taken from the shell, without the tail meat being whole and intact, and of a length of less than four and one-quarter inches when laid out straight and measured from end to end, not including the small part that is on the body end of the tail meat, shall be liable to the penalty imposed for violation of this section.

Further amend said bill by renumbering section 4 to read section 5.

* * *

Amendment adopted, ordered to third reading by vv.

SB 4

relative to taking moose, Rep. Hayes for Fish and Game. Ought to pass.

Ordered to third reading by vv.

SB 6

relative to dates for public hearings on regulations for taking fish, Rep. Huggins for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 6

providing for the opening of each school day with a period of silent meditation, Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out the title and inserting in place thereof the following:

An act providing for daily opening exercises in schools.

Further amend the bill by striking out section 1 and inserting in place thereof the following:

1 Daily Morning Exercises. Amend RSA 189 by inserting after section 11 the following new section: 189:11-a Morning Exercises. At the commencement of the first class each day in all grades in all public schools, there should be some form of morning exercises held, with the style and subject matter of said exercises to be left to the discretion of the classroom teacher. Such exercises may include the use of the Lord's Prayer or of any other prayer of some general use, of readings from the Holy Bible or from other religious works, of a period of silent meditation, or of readings from historical or literary masterpieces; provided, however, that any explanations or summaries made shall not be in an attempt to inculcate specific beliefs or ideas.

* * *

Amendment was adopted by vv.

Reps. Schwaner and Winkler spoke in favor of the bill as amended.

HB 6 was ordered to a third reading by vv.

HB 222

relative to counting ballots at elections, Rep. Sayer for Judiciary. Ought to pass.

At the request of Rep. McMeekin, Rep. Sayer explained the bill.

The bill was ordered to a third reading by vv.

HOUSE CONCURRENT RESOLUTION No. 9

relating to installation of plaques bearing the words "IN GOD WE TRUST" in public schools, Rep. Gorham for Judiciary. Inexpedient to legislate.

HOUSE CONCURRENT RESOLUTION NO. 9

relating to installation of plaques bearing the words
"IN GOD WE TRUST" in public schools.

Whereas, Article 5 and Article 6 of the Bill of Rights, Constitution of the State of New Hampshire, recognize the existence of God, and the right of every individual to profess his belief in God according to the dictates of his own conscience; and

Whereas, a minority of individuals in these United States forced a decision by the United States Supreme Court forbidding compulsory recitation of prayers in our public schools; and

Whereas, this has resulted in a continuing elimination in our public educational institutions, of a recognition of the existence of God and our dependence, as a Nation, on Him, which, for many years, was an integral part of our public school system;

Therefore, be it Resolved by the House of Representatives, the Senate concurring:

That there should be prominently displayed, and maintained, on the wall of each and every class room in all of our public educational institutions, a suitable plaque, on which should appear the following words, "IN GOD WE TRUST," in letters not less than three inches in height. These words should be clearly legible to any person in the room.

This would be a continuing reminder to those who would care to read it, that these United States, founded under God, still, as a Nation, recognize His eternal existence, and the necessity of placing our trust in Him, and be it further resolved:

That copies of this Resolution be sent to our State Department of Education, to the various Boards of Trustees of all educational institutions in our State, and to each School District in the State, with the request that they arrange the installation of these plaques as outlined in this Resolution.

* * *

The Clerk read the concurrent resolution in full.

Rep. A. George Manning moved that the words, Ought to pass, be substituted for the words, Inexpedient to legislate and spoke in favor of the motion.

Reps. Gorham, Plumer, Frizzell, Williamson, Spitzli and Schwaner spoke against the motion.

(discussion ensued)

Reps. Raiche, Brungot, Hunt and Guild spoke in favor of the motion.

Rep. A. George Manning spoke a second time in favor of the motion.

The motion to substitute was adopted and the Concurrent Resolution was adopted by vv.

HB 104

to repeal a duplication of a statute relating to sale of liquor in first class restaurants on Sunday, Rep. Collishaw for Liquor Laws. Ought to pass.

Ordered to third reading by vv.

SB 38

repealing provision requiring covering of snow on covered bridge, Rep. Corriveau for Public Works. Ought to pass.

Ordered to third reading by vv.

* * *

Rep. Leighton moved that the rules of the House be so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

The motion was adopted by vv.

HB 154

authorizing the city of Dover to appropriate funds for American Legion convention, 1967, Rep. Leighton for Dover Delegation. Ought to pass.

Ordered to third reading by vv.

RECONSIDERATION

Rep. St. Pierre having voted with the majority moved that the House reconsider its action whereby it passed HB 182, increasing fees for sheriffs and deputy sheriffs, and spoke against the motion.

Rep. Carter spoke in favor of the motion.

Reps. Morrill and Hanson spoke against the motion.

Motion for reconsideration lost by vv.

Rep. Merrifield wished to be recorded as voting in favor of the motion.

RECONSIDERATION

Rep. A. George Manning, having voted with the majority, moved that the House reconsider its action whereby it adopted House Concurrent Resolution No. 9, and spoke against the motion.

Rep. Spitzli spoke in favor of the motion.

Rep. A. George Manning spoke a second time against the motion.

Motion to reconsider lost by vv.

REPORT OF COMMITTEE ON THE JOURNAL

The Committee on the Journal having examined the Journal of Thursday, February 16, 1967, offers the following resolution and recommends its adoption:

Resolved, that the Journal of the House of Thursday, February 16, 1967, be corrected by inserting in the "AMENDMENT" to HB 133, offered by Rep. Keeney and appearing on page 480 of the day's printed version of said Journal, in "2 Referendum." after the words "Taylors Falls bridge" in the question to be placed on the ballot for town officers, the words (to be located in very close proximity to the north of the existing Taylors Falls bridge) so that the "AMENDMENT in the permanent form of said journal shall read as follows:

AMENDMENT

Amend section 2 by inserting after the word "bridge" in the eighth line the words, to be located in very close proximity to the north of the existing Taylors Falls bridge, so that said section as amended shall read:

2 Referendum. The appropriation authorized as provided in section 1, shall not take effect unless it is adopted by majority vote at the town meeting on March 14, 1967, as provided in this section. The town clerk then in office shall cause to be placed at the bottom of the regular election ballot for town officers the following question: Are you, as a voter of the town of Hudson, in favor of appropriating the sum of two hundred thousand dollars and no more for the construction of a new Taylors Falls bridge, to be located in very close proximity to the north of the existing Taylors Falls bridge, as authorized

by the provisions of an act enacted by the 1967 session of the legislature? When submitting this question to the voters of the town of Hudson, the form of the ballot shall be as prescribed by RSA 59:12-a. If a majority of those voting on this question at said election vote in the affirmative on the question, this act shall be declared to have been adopted by the town and the authorized appropriation made. Within ten days after said meeting, the town clerk shall certify to the secretary of state the result of the vote on the question.

Rep. Newell
For the Committee

* * *

Resolution adopted by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 48

to correct the spelling of Tenney Mountain Highway.

HB 91

to reclassify a Class II highway in the town of Dorchester to a Class V highway.

HB 97

to reclassify a Class II highway in the town of Plainfield to a Class V highway.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and House Joint Resolution:

HB 8

relative to appropriations for five area agents in agriculture.

HB 48

to correct the spelling of Tenney Mountain Highway.

HB 97

to reclassify a Class II highway in the town of Plainfield to a Class V highway.

HB 91

to reclassify a Class II highway in the town of Dorchester to a Class V highway.

HJR 14

relative to power of Franconia College to grant certain degrees.

Rep. Park
For the Committee

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

HB 11

relative to bound copies of county reports.

AMENDMENT

Amend section 1 of the bill by striking out in line five the word "five" and inserting in place thereof the word (four) so that said section as amended shall read as follows: 1 Annual Reports of County Officers. Amend RSA 30:2 by striking out said section and inserting in place thereof the following: 30:2 Distribution. The county commissioners shall forward one copy of said pamphlet to the town clerk of each town in the county, to be placed on file, and four copies to the secretary of state. The secretary of state shall cause copies of all ten counties to be suitably bound in one volume and keep one of the bound copies in his office and deposit the others in the state library.

* * *

On motion of Rep. Morrill the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SB 11

prohibiting certain electioneering on election day.

SB 40

to regulate the operation of business on the first day of the week, known also as Sunday, and certain annual holidays.

SB 48

extending veterans' tax exemption to veterans of the Viet Nam conflict.

SENATE BILLS READ AND REFERRED

The following Senate bills were read a first and second time and referred as follows:

SB 11

to Judiciary.

SB 40

to Judiciary.

SB 48

to Military and Veterans Affairs.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that bills be read by title only and resolutions by caption only, and that when the House adjourns today it be tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills and House Joint Resolution were read a third time, passed, and sent to the Senate for concurrence:

HJR 29

in favor of Vera J. Meeker.

HB 6

providing for daily opening exercises in schools.

HB 56

increasing fees for lobster licenses.

HB 104

to repeal a duplication of a statute relating to sale of liquor in first class restaurants on Sunday.

HB 154

authorizing the city of Dover to appropriate funds for American Legion convention, 1967.

HB 222

relative to counting ballots at elections.

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed.

SB 4

relative to taking moose.

SB 6

relative to dates for public hearings on regulations for taking fish.

SB 38

repealing provision requiring covering of snow on covered bridge.

* * *

On motion of Rep. Taylor the House adjourned at 1:36 P.M.

Wednesday, February 22

The House met at 11:00 o'clock.

JOINT CONVENTION

PRAYER

Prayer was offered by guest Chaplain J. Scott Rutan of the Seabrook Federated Church.

O God, our Creator and continuing Sustainer, we pray this morning that these men and women may once again be remind-

ed of the great responsibility and sacred trust that is theirs. May they never forget that their actions result in human joy and human tears, in relief or in misery, even in life and death. May their familiarity with their job never breed laxness or boredom, but rather may they constantly be guided by a sense of justice tempered with compassion. Finally, may they come to know and use that inner strength that you have given each of us. In Thy name we pray. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Hamel led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUESTS

Officers of the Granite State Association, Future Farmers of America of New Hampshire:

Thomas Moore, 1st Vice President, Acworth, N. H., Philip Chadwick, 2nd Vice President, Dover, N. H., Miss Susan Pratt, Secretary, Winchester, N. H. and Stuart McAlpine, Reporter, Dover, N. H.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The Youth Fellowship of the Federated Church of Seabrook, courtesy of Rep. Hamel.

Mrs. Edna Hersey and guests from Durham. Mrs. Hersey is the daughter of former House Speaker Dad Henderson.

Mrs. Jessie Packard, courtesy of Rep. Morrison.

Mr. and Mrs. John Murphy, guests of and parents of Rep. Murphy.

Mr. Hercule Rainville, former Representative, guest of Rep. Gamache.

Mrs. Adele Hurley, guest of Rep. George Hurley.

Mrs. Agnes Bergeron, guest of Rep. Alfred Bergeron.

Mrs. James Sweeney of Manchester, wife of Representative Sweeney.

Former Representative Ernest Stafford from Portsmouth.

Gerald Cooper, student from St. Thomas Aquinas School, guest of Representative Jameson of Portsmouth.

A group of students from Monadnock Regional High School, two foreign Exchange students from Santiago, Chile, Isabel Araos and Julia Bella; Daniel Maraschin, President Regional High School Student Council, and Ron Bear, President Senior Class, Monadnock Regional High School.

Jeffrey Richard Cares, guest of his father, Rep. Cares.

Larry Grattan, grandson of Rep. Keefe, and Kenneth Dizeo, both of Portsmouth, guests of Rep. Keefe.

Mrs. Ellen Cressy of South Hampton and Mrs. Ada Young of Epping, courtesy of Rep. Sayer.

LEAVES OF ABSENCE

Rep. Peever was granted leave of absence for the day on account of illness in the family.

Rep. Harry S. Johnson of Rochester was granted leave of absence for the day on account of illness.

RECONSIDERATION

Rep. McMeekin, having voted with the majority, served notice that today or some subsequent day he would ask that the House reconsider its action whereby its passed HB 222, relative to counting ballots at elections.

INTRODUCTION OF BILLS

The following Bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 333

to authorize the sale of table wines in grocery stores. (Christie of Hillsborough Dist. 12 — To Liquor Laws and Ways and Means)

HB 334

relating to long service state employees. (Rufo of Merrimack Dist. 28 — To Executive Departments and Administration)

HB 335

to provide for an optional increase in group life insurance for state employees. (Williamson of Sullivan Dist. 9 — To Executive Departments and Administration)

HB 336

to increase the penalties for misrepresentation of age and possession of alcoholic beverages by minors. (Ferguson of Hillsborough Dist. 11 — To Liquor Laws)

HB 337

relative to the powers and duties of the department of resources and economic development. (Williamson of Sullivan Dist. 9 — To Executive Departments and Administration)

HB 338

prohibiting hunting or discharge of firearms within six hundred feet of any occupied building. (Heald of Hillsborough Dist. 10, Watson of Belknap Dist. 5, and Thurston of Coos Dist. 10 — To Fish and Game)

HB 339

relative to an additional appropriation for federal-aid highway construction. (Smith of Grafton Dist. 10, Pickett of Cheshire Dist. 17, and Stevenson of Grafton Dist. 1 — To Appropriations)

HB 340

to make it unlawful to use telephone facilities to abuse or annoy others. (McDonough of Rockingham Dist. 22, and Sterling of Hillsborough Dist. 2 — To Judiciary)

HB 341

relative to fees to tax collector for sale of real estate for taxes. (Peever of Rockingham Dist. 7 — To Municipal and County Government)

HB 342

to provide a franchise tax on coin operated machines. (Schwaner of Rockingham Dist. 9 — To Ways and Means)

HB 343

increasing the personal allowances for certain welfare re-

cipients. (Ferguson of Hillsborough Dist. 11 — To Public Welfare and State Institutions)

HB 344

relative to negligent discharge of firearms. (Hayes of Carroll Dist. 3 — To Judiciary)

HB 345

relative to the limitation on capital reserve fund appropriations of Plymouth school district. (Smith of Grafton Dist. 18, and Bell of Grafton Dist. 18 — To Education)

HB 346

relating to state employees group insurance. (Williamson of Sullivan Dist. 9 — To Executive Departments and Administration)

HB 347

to improve management-employee relations in state government. (McMeekin of Grafton Dist. 6 — To Executive Departments and Administration)

HB 348

defining proprietary medicines and relative to the sale thereof. (Mahony of Hillsborough Dist. 28 — To Public Health)

HB 349

exempting from taxation personal property and real estate owned and occupied by the New Hampshire Veterans Association. (O'Shan of Belknap Dist. 11 — To Ways and Means)

HB 350

providing compensation for moving public utility facilities as provided in plans for a redevelopment project. (Capistran of Hillsborough Dist. 38 — To Public Works)

HB 351

to permit advertising of alcoholic beverages in trade journals. (Mahony of Hillsborough Dist. 28 — To Liquor Laws)

HB 352

relative to air pollution control. (Greene of Rockingham Dist. 22 — To Public Health)

HB 353

transferring registration of boats to the department of fish and game. (Bushey of Coos Dist. 2, and Hunt of Coos Dist. 2 — To Executive Departments and Administration)

HB 354

relative to the fire service training program. (Weeks of Rockingham Dist. 23 — To Education)

HJR 45

establishing the New Hampshire commission for professional nursing. (Willey of Grafton Dist. 19, Drake of Coos Dist. 3, and Pickett of Cheshire Dist. 17 — To Public Health)

HJR 46

in favor of North Conway fire department. (Davis of Carroll Dist. 2 — To Claims and Aeronautics)

HJR 47

providing a supplemental appropriation for the board of nursing education. (Taylor of Coos Dist. 4 — To Appropriations)

HJR 48

appropriation for board of nursing education and nurse registration for out-of-state travel. (Taylor of Coos Dist. 4 — To Appropriations)

HJR 49

relative to payment for economic loss caused by the taking of property or loss of business under the Merrimack River Flood Control Compact. (Reddy of Merrimack Dist. 5, and Sawyer of Hillsborough Dist. 3 — To Public Works)

* * *

HB 346

Rep. Shirley Clark moved that the order whereby HB 346 was referred to Executive Departments & Administration be vacated and the bill be referred to insurance and spoke in favor of the motion.

Motion adopted by vv.

* * *

HJR 45

Rep. Pickett moved that the order whereby HJR 45 was referred to Public Health be vacated and the bill be referred to Appropriations and spoke in favor of the motion.

Reps. Cobleigh and Bednar spoke in favor of the motion.

Motion adopted by vv.

COMMITTEE REPORTS

HB 221

relating to Merrimack Valley School District. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

Rep. Edward York moved that the Rules of the House be so far suspended as to place HB 221 on third reading and final passage at the present time.

Rep. O'Neil spoke in favor of the motion.

Motion adopted by vv.

The question now being shall HB 221 be placed on third reading and final passage by title only at the present time.

Motion carried by vv.

THIRD READING

HB 221

relating to Merrimack Valley School District was read a third time, passed, and sent to the Senate for concurrence.

COMMITTEE REPORTS CONTINUED

HB 46

providing for the joinder of this state in the Pest Control Compact. Rep. Ellms for Agriculture. Ought to pass.

The bill was referred to Appropriations under the Rules.

HB 183

relative to legal division fences. Rep. Mudgett for Agriculture. Ought to pass.

Ordered to third reading by vv.

HB 178

relative to use of electric fences. Rep. Tirrell for Agriculture. Ought to pass with amendment.

AMENDMENT

Amend RSA 476-A:1 as inserted by section 1 of the bill by striking out the words "Regulations shall be promulgated by the state fire marshal's office to afford necessary protection to

the public and adequate current for the confinement of animals" in lines five, six and seven; further amend by striking out the word "fences" in line seven and inserting in place thereof the words (fence controllers) so that said section as amended shall read as follows:

476-A:1 Electric Fences. No person or individual shall sell, utilize, install or have installed within this state equipment, devices or methods whereby fence wires may be energized with electricity unless a standard type of controller is used which has the approval of the underwriter's laboratories and/or the state fire marshal's office. All existing fence controllers shall conform to the requirements of this section not later than one year from the effective date of this act.

Amend RSA 476-A:2 as inserted by section 1 of the bill by striking out the words "or by imprisonment for not more than ninety days, or by both such fine and imprisonment." so that said section as amended shall read as follows:

476-A:2 Penalty. Any violation of the provisions of section 1 of this chapter shall be punished by a fine of not more than one hundred dollars.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HJR 27

providing supplemental appropriation for the supreme court. Rep. Bruton for Appropriations. Ought to pass.

Ordered to a third reading by vv.

HB 108

relative to the state nurses scholarship program. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

HB 52

to provide an open season on raccoons. Rep. Hunt for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following: (relative to the season for taking raccoons) .

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Fur Bearing Animals. Amend RSA 210:2 as amended by 1959, 151:1 by striking out in line two the words "September first to December first" and inserting in place thereof the words (August first to December first) so that said section as amended shall read as follows: 210:2 Raccoons. Raccoons may be taken and possessed with the aid of and by the use of a dog and gun from August first to December first. No person shall take more than three raccoons from twelve noon of one day to twelve noon of the following day, nor more than twenty-five raccoons in one season. No person shall hunt raccoons at night by the use of a rifle, revolver, or pistol larger than twenty-two calibre long rifle or by the use of shotgun shells carrying shot larger than number four or by the use of a light other than a kerosene lantern exclusive of the pressure type or a flashlight with more than seven cells. No person shall take or attempt to take raccoons by use of a light from a motor vehicle.

* * *

Amendment adopted and bill ordered to a third reading.

HB 177

relative to insurance on the Cannon Mountain and Mt. Sunapee aerial tramways. Rep. Charles F. Gordon for Insurance. Inexpedient to legislate.

At the request of Rep. Newell, Rep. Stratton explained the Committee report.

Rep. Williamson moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Rep. Stratton moved that HB 177 be indefinitely postponed and spoke in favor of the motion.

Rep. McIntosh spoke in favor of the motion.

Reps. Ciborowski, Williamson and Angus spoke against the motion.

(discussion ensued)

On a vv vote the motion to indefinitely postpone lost.

Question now being on the motion to substitute the words, ought to pass, for the words, inexpedient to legislate.

Motion carried and the bill ordered to third reading by vv.

Rep. Cobleigh abstained from voting on HB 177 under House Rule 16.

COMMITTEE REPORTS CONTINUED

HB 102

relative to state guarantee of municipal bonds and water pollution projects. Rep. Claflin for Res., Rec. and Dev. Ought to pass.

Referred to Appropriations under the Rules.

HB 113

to create an interstate commission to plan for purification of Nashua River, in conjunction with Massachusetts. Rep. Claflin for Res., Rec. and Dev. Ought to pass.

Referred to Appropriations under the Rules.

SENATE MESSAGE

The Senate has passed the following joint resolution, in the passage of which it asks the concurrence of the House of Representatives:

SJR 5

making appropriation for cancer commission.

READ AND REFERRED

SJR 5

was read a first and second time and referred to Appropriations.

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock

this afternoon to be in order at the present time, that bills be read by title only and resolution by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READING

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 52

relative to the season for taking raccoons.

HB 108

relative to the state nurses scholarship program.

HB 178

relative to the use of electric fences.

HB 183

relative to legal division fences.

HJR 27

providing supplemental appropriation for the supreme court.

HB 177

relative to insurance on the Cannon Mountain and Mt. Sunapee aerial tramways.

RECONSIDERATION

Rep. Williamson, having voted with the majority, moved that the House reconsider its action whereby it passed HB 177, and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Taylor the House adjourned at 12:27 P.M.

Thursday, February 23

The House met at 11:00 o'clock.

JOINT CONVENTION
PRAYER

Prayer was offered by House Chaplain Peter Floyd as follows:

This is our poverty:

That we do not belong to each other
Nor serve one another.
We go each his own way
And do not care for our neighbor.

We know, Lord, that . . .

We don't have to "like" our neighbors,
But we must love them.

We pray thee, O Lord,

Redeem us from this estrangement
Redeem us out of this loneliness.
Redeem us from being "proper and nice"
In order that we may love as thou commandest.

Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Berry led the Convention in the Pledge of Allegiance to the Flag.

HOUSE
INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A delegation of D.A.R. "Good Citizens" as guests of Mrs. Walter Peterson, Sr.

Donald Hackett, Past State Master Councillor, DeMolay of N. H., guest of the Speaker.

Robert Cate, son of Representative Milton O. Cate.

Kevin and Shirley Davis, guests of Rep. Julia White.

Deborah and Gail Bussiere and Carol Forcier, guests of Representative Bussiere.

Miss Pauline Migneault, guest of Representative Migneault.

William Watson of Cape Elizabeth, Maine, guest of his grandfather, Rep. Sheldon Barker.

Miss Rikka Wallin and Miss Amy Wallin, guests of Rep. Wallin.

Michele Roswell, Senior of Woodbury High School, guest of Rep. Morrison.

John Drabinowicz, guest of his mother, Rep. Drabinowicz.

LEAVES OF ABSENCE

Reps. Roby and Harry Johnson were granted leave of absence for the day on account of illness.

Reps. Cares and Barrett were granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 355

providing for recovery from estates by towns and cities for taxes abated on the grounds of poverty and inability to pay. (Belcourt of Hillsborough Dist. 16 — To Municipal and County Government)

HB 356

relative to the definition of company in connection with the investments of savings banks. (Stevens of Merrimack Dist. 10 — To Banks)

HB 357

relative to dumping garbage and waste materials from one

town into another town. (Mackintosh of Sullivan Dist. 2 — To Municipal and County Government)

HB 358

to require the use of the state seal on the automobile license plates of members of the general court. (Marcotte of Strafford Dist. 5 — To Transportation)

HB 359

relative to issuance of certificates for carriage of household goods for hire by motor vehicle. (D'Amante of Sullivan Dist. 5, and Casassa of Rockingham Dist. 20 — To Transportation)

HB 360

to establish a committee to study manpower problems in New Hampshire. (Pickett of Cheshire Dist. 17 — To Labor)

COMMITTEE REPORTS

HB 196

relating to school building aid. Rep. Berry for Education. Inexpedient to legislate.

Rep. Schwaner moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion. Rep. Schwaner subsequently withdrew her motion.

Rep. O'Neil explained the resolution of the committee.

Resolution adopted by vv.

HJR 19

appropriating funds for preparation of the Voters' Guide on constitutional questions at the 1968 election. Rep. Stuart Allan for Executive Departments and Administration. Ought to pass.

Referred to Committee on Appropriations under the Rules.

HB 181

to establish a commission on intergovernmental relations. Rep. Greeley for Executive Departments and Administration. Ought to pass.

Referred to Committee on Appropriations under the Rules.

HB 57

relative to fees for taking clams, clam worms and oysters.

Rep. Robert Dion for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the word "licenses" in line fourteen the words (except resident persons under the age of twelve the fee shall be two dollars and twenty cents.) so that the section as amended shall read:

1 Clams, Clam Worms and Oysters. Amend RSA 211:62-a, as inserted by 1959, 194:2 by striking out said section and inserting in place thereof the following: 211:62-a Licenses for Taking. No person shall at any time take clams, clam worms or oysters unless he is a resident of the state and he has been duly licensed as provided in this section, provided that a resident of the state may take from any public tidal area which is not specifically posted to the contrary by the fish and game department, not over one quart of clam worms during any one day for his own use without a license therefor and no rules or regulations shall be made by the director of the fish and game department inconsistent with this provision. Any resident of this state shall, upon application to the director of the fish and game department, be granted a license to take clams or clam worms or oysters upon payment of a fee of four dollars and twenty cents for any one of said licenses except resident persons under the age of twelve the fee shall be two dollars and twenty cents. Such licenses shall be issued for the current calendar year. The director of the fish and game department shall make readily available such licenses as are covered by this section through its regular outlets.

Amend section 2 by adding at the end thereof the words (and two dollars respectively depending on the age of the applicant.) so that the section as amended shall read:

2 Payment to Fish and Game Department. Amend RSA 211:62-b, as inserted by 1961, 186:1 by striking out said section and inserting in place thereof the following: 211:62-b Agents' Fees. Agents who are authorized to issue licenses under the provisions of section 62-a shall be entitled to retain for each such license the sum of twenty cents and shall remit to the fish and game department the balance of the fee, namely, four dollars and two dollars respectively depending on the age of the applicant.

Amendment adopted and the bill was ordered to third reading by vv.

HB 17

relative to method of display of a fish and game license. Rep. Hayes for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

214:1 License Required, etc. No person, except that hereinafter provided, shall at any time fish, hunt, trap, shoot, pursue, take or kill fresh water fish, salt water smelt, wild birds, or wild animals, in this state, without first procuring a license so to do, and said license shall be in the owner's possession at all times while hunting, fishing or trapping, and then only in accordance with the terms of such license and subject to all the provisions of this title. Said license shall be subject to inspection by any person. Any person who violates the provisions of this title shall be fined not more than one hundred dollars.

* * *

Amendment adopted by vv and the bill ordered to third reading.

HB 171

relative to the date of tax assessments and appraisals and certification to tax collector. Rep. Hall for Municipal and County Government. Inexpedient to legislate.

Rep. Ciborowski spoke in favor of the bill.

Resolution adopted by vv.

HB 124

to increase the salary of Rockingham county treasurer. Rep. Weeks for Rockingham County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the word and figures "July 1, 1967" and inserting in place thereof the word

and figures (January 1, 1968) so that said section shall read as follows:

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Amendment adopted and bill ordered to third reading by vv.

SJR 6

providing for special election for councilor in district 3 to be held on town meeting day, March 14, 1967. Rep. Bingham for Judiciary. Ought to pass.

Rep. Spitzli explained SJR.

Reps. Pickett, Cobleigh and Bridges spoke in favor of the bill.

Rep. Healy spoke against the bill.

The SJR was ordered to a third reading by vv.

Rep. Cobleigh moved that the Rules of the House be so far suspended as to place SJR 6 on third reading and final passage, by title only, at the present time.

Motion adopted by vv.

THIRD READING

SJR 6

providing for special election for councilor in district 3, to be held on town meeting day, March 14, 1967, was read a third time, passed, and sent to the Secretary of State to be engrossed.

SPECIAL ORDER

HB 70

Rep. Ainley called for the special order of HB 70, relative to rates of inmates of public institutions.

Question being on the Committee Resolution, Inexpedient to legislate.

Rep. Ainley moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Rep. Shirley Clark spoke against the motion.

(discussion ensued)

Reps. Kersting, Schwaner, Capistran and Healy spoke in favor of the motion.

Rep. Maurice L. Bouchard spoke against the motion.

Rep. Palmer moved that HB 70 be recommitted to the Committee on Executive Departments and Administration and spoke in favor of the motion.

Reps. Pickett, Shirley Clark, Rossley, Ainley and Gile spoke in favor of the motion.

Motion to recommit adopted by vv.

SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 133

authorizing the town of Hudson to appropriate the sum of two hundred thousand dollars for the construction of a new Taylors Falls bridge.

AMENDMENT

Amend section 5 of the bill by striking out the same and inserting in place thereof the following:

5 Effective Date. Section 2 of this act shall take effect upon its passage. Sections 1, 3 and 4 shall take effect when and if the provisions of this act are adopted by the voters of the town of Hudson on March 14, 1967, in accordance with the provisions of section 2.

* * *

Rep. Stafford moved that the House concur in the Senate amendment.

Rep. Bednar spoke in favor of the motion.

Motion adopted by vv.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 49

relative to technical institutes and vocational-technical institutes.

HB 221

relating to Merrimack Valley School District.

HB 154

authorizing the city of Dover to appropriate funds for American Legion convention, 1967.

HB 107

relative to representative town meeting government.

FURTHER SENATE MESSAGE

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SB 64

to change the name of The Bar Association of the State of New Hampshire.

SB 68

relative to unlicensed dogs.

SB 57

relative to suspension of drivers' licenses.

SB 69

relative to transfers from the district courts to the supreme court.

INTRODUCTION OF SENATE BILLS

The following Senate bills were read a first and second time and referred as follows:

SB 64

to Judiciary.

SB 68

to Municipal and County Government.

SB 57

to Judiciary.

SB 69

to Judiciary.

COMMITTEE ON JOURNAL REPORT

The Committee on the Journal having examined the Journal of Thursday, January 5, 1967, offers the following resolution and recommends its adoption:

Resolved, that the Journal of the House of Thursday, January 5, 1967, in which appears a report of the Honorable Senate and House of Representatives, sitting in session jointly convened, by Senator Gauthier from the 16th District offered for the Joint Committee appointed to wait upon Philip A. Robertson, Royal H. Edgerly, Emile Simard, Fred Fletcher and James H. Hayes to inform them officially of their election to the Honorable Council, be corrected and said report, appearing on page 26 of the day's printed version of said Journal immediately before the caption "INAUGURATION", be amended by adding at the end the words (except Emile Simard) so that said reports shall read as follows:

The Joint Committee appointed to wait upon Philip A. Robertson, Royal H. Edgerly, Emile Simard, Fred Fletcher and James H. Hayes to inform them officially of their election to the Honorable Council, reports that it has attended to its duties, and that all of the gentlemen named have accepted the office except Emile Simard.

Stanley A. Hamel
For the Committee

Resolutions adopted by vv.

HOUSE CONCURRENT RESOLUTION NO. 10

Reps. Cobleigh and Pickett offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 10

proclaiming New Hampshire Day at Expo '67.

Whereas, we have learned that the Concord High School Crimson Tide Band is the only band in New Hampshire to be

honored by an invitation to play at the Expo '67 to be held in our neighboring Province, Montreal, Canada, and

Whereas, May 27, 1967 is the day selected for their appearance at the Expo, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives with the concurrence of the Honorable Senate, do hereby set aside and proclaim said May 27, 1967 to be New Hampshire Day at Expo '67 at Montreal.

* * *

Concurrent Resolution adopted by vv.

* * *

Rep. Pickett offered the following resolution.

RESOLUTION

Resolved, That the office of Legislative Services be requested to furnish the clerk, for distribution to the members, information relative to the number of bills remaining to be drafted as of Feb. 9th, together with the names of the sponsors and the title or a brief description of the subject matter thereof.

* * *

The Clerk read the resolution in full.

Resolution adopted by vv.

* * *

RESOLUTIONS

Reps. Bernier, Blanchard and Champagne for the Manchester Del. offered the following resolutions:

RESOLUTION

Whereas, we have learned with sorrow of the death of Francis A. Foye, former Senator and member of the House of Representatives from Ward 7, Manchester, and

Whereas, Mr. Foye was a veteran of World War 1, and Alderman from Ward 7 and a member of several civic and fraternal organizations, therefore be it

Resolved, that we, the Members of the House of Representatives of the 1967 General Court hereby pay tribute to his services to his city, state and country and express our deep sympathy to his family in its bereavement, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Margaret Foye.

* * *

Resolutions adopted by vv.

Reps. Cleon Heald, Spitzli and James F. Allen offered the following resolution:

RESOLUTION

Whereas, we are sorry to learn that our fellow Representative, Charles L. McGinness of Troy, Cheshire County District 7 is confined to his home as the result of falling on the ice, therefore be it

Resolved, That we, the Members of the House of Representatives of the New Hampshire General Court, extend our sympathy to our Fellow Member and our best wishes for a speedy recovery from his injuries, and be it further

Resolved, that a copy of these resolutions be transmitted to Representative McGinness.

* * *

Resolutions adopted by vv.

Reps. Wallin, Latour and Helen Barker, for the Nashua Delegation, offered the following resolution:

RESOLUTION

Whereas, Representative Edmund E. Sweeney of Nashua is seriously ill and confined to the Massachusetts General Hospital, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy in his illness to our fellow member and our best wishes for a speedy recovery, and be it further

Resolved, that the Clerk be instructed to transmit a copy of these resolutions to Representative Sweeney.

* * *

Resolutions adopted by vv.

RECESS

AFTER RECESS

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate Joint Resolution:

SJR 6

JOINT RESOLUTION providing for special election for councilor in district 3 to be held on town meeting day, March 14, 1967.

Idanelle Moulton
For the Committee

* * *

The report was accepted.

Rep. Pickett moved that the Rules of the House be so far suspended as to permit third reading of bills by title only at the present time, and upon completion of third readings that the House resolve into recess for 1 hour.

Motion adopted by vv.

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 57

relative to fees for taking clams, clam worms and oysters.

HB 17

relative to method of display of a fish and game license.

HB 124

to increase the salary of Rockingham county treasurer.

COMMITTEE CHANGES

Dubey, Leon T., Coos 6 from Public Health to JUDICIARY.

Davis, Dorothy W., Carroll 5 to LABOR.

RECESS One Hour**AFTER RECESS****ENGROSSED BILLS REPORT**

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills:

HB 107

AN ACT relative to representative town meeting government.

HB 133

AN ACT authorizing the town of Hudson to appropriate the sum of two hundred thousand dollars for the construction of a new Taylors Falls Bridge.

Rep. Moulton
For the Committee

The report was accepted.

* * *

Rep. McMeekin moved that when the House adjourned it adjourn to meet at 11:00 A. M. on Tuesday next.

Motion adopted by vv.

On motion of Rep. Bednar the House adjourned at 3:55 P. M.

Tuesday, February 28

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by the Chaplain as follows:

Your Prayers are requested for the families and the friends of the Representative from Raymond, Ivan C. Reed, Sr., and the Representative from Hooksett, George A. Cook, who have passed away.

* * *

O God, who has preserved man's humanity through the fall of empires, the decay of cultures, and the preplexity of revolutions: We beseech for thy world in which a new Age is seemingly always being born. Keep our spirits alert and perceptive. Help us so to understand ourselves and our times that we may pass from critical study and a crisis of thought to sure conviction. Raise up in our midst, prophets; men who dare to tell the truth about their world. Despite the voice of those who would hold us back, preserve us from either impatience or cynicism; that thy kingdom may be known on earth, thy saving health among all people; through Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Frizzell led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today.

Julie Tasmin, guest of Rep. Rich.

Mrs. Ina Sherman, guest of Rep. Lloyd Sherman.

Phillip W. Hammond, Jr., guest of Rep. Frank Conway.

LEAVES OF ABSENCE

Reps. Guilmette, McCarthy, and Eastman were granted leave of absence for the day on account of illness.

Reps. Willey, and Vachon were granted indefinite leave of absence on account of illness.

Rep. Whipple was granted leave of absence for the week on account of illness.

Rep. Peever was granted indefinite leave of absence on account of illness in the family.

Reps. Duhaime, Sayer, Burroughs, Emile Soucy, Charles H. Gay and Corey were granted leave of absence for the day on account of important business.

Rep. Brocklebank was granted leave of absence for two weeks on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 361

relative to the sale of liquor to hotels and clubs on credit. (Sullivan of Coos Dist. 6 — To Liquor Laws)

HB 362

to direct the liquor commission to appoint a special sales agent in Hudson. (Christie of Hillsborough Dist. 12 — To Liquor Laws)

HB 363

making appropriations for capital improvements. (Pickett of Cheshire Dist. 17 — To Public Works)

HB 364

relative to increasing the membership of the advisory commission on health and welfare. (Reddy of Merrimack Dist. 5, and York of Merrimack Dist. 20 — To Executive Departments and Administration)

HB 365

to establish a training program of self care and independent travel for the blind. (O'Shan of Belknap Dist. 11 — To Public Welfare and State Institutions)

HB 366

relative to applications for beverage permits. (Parent of Coos Dist. 9 — To Liquor Laws)

COMMITTEE REPORTS**HB 106**

relative to the perambulation of the New Hampshire-Maine boundary line and the New Hampshire-Massachusetts boundary line. Rep. Roger A. Smith for Appropriations. Ought to pass.

Bill ordered to third reading by vv.

HJR 21

making appropriation for deficiency in funds for grants to community mental health facilities. Rep. Roger A. Smith for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the resolving clause and insert in place thereof the following:

That the sum of one hundred and fifty thousand dollars is hereby appropriated for the fiscal year ending June 30, 1967 to be expended by the commissioner of health and welfare for state grants-in-aid under the provisions of RSA 126-B. This sum is in addition to any other sums appropriated for the same purposes. The sum appropriated shall be expended as follows:

Carroll County Community Service	\$3,895
Concord Mental Health Center	11,150
Lakes Region Mental Health Clinic	5,695
Manchester Association for Retarded Children	6,440
Manchester Community Guidance Center	17,130
Mary Hitchcock Memorial Hospital	25,620
Monadnock Area Family Service	6,515
Nashua Community Council	2,500
New Hampshire Children's Aid Society	12,290
North Country Community Services	11,680
Opportunity House	1,820
Portsmouth Mental Health Clinic	17,990
Strafford Guidance Center	15,595

Sullivan County Mental Health Clinic	2,935
White Mountain Community Services	8,745
	<hr/>
TOTAL	\$150,000

The governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv and the bill ordered to a third reading.

HB 149

to increase the membership of the state board of fire control. Rep. Conway for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 227

to increase certain fees under commercial code. Rep. Barnes for Executive Departments and Administration. Ought to pass.

Bill ordered to third reading by vv.

HB 262

relative to the powers of the commissioner of insurance to examine relevant documents to determine whether lawful rates are being charged. Rep. Ciborowski for Insurance. Ought to pass.

Bill ordered to third reading by vv.

Rep. Cobleigh abstained from voting on HB 262 under provisions of Rule 16.

HB 218

relative to taxation of real estate of religious educational and charitable institutions. Rep. Healy for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 235

amending the hazardous substance law to include hazardous toys and articles intended for children. Rep. Capistran for Judiciary. Ought to pass.

Bill ordered to third reading by vv.

HB 240

relating to the payment of counsel for indigent defendants in criminal cases. Rep. Capistran for Judiciary. Ought to pass.

The Chair referred the bill to Appropriations under the Rules.

HB 257

providing appropriations for representation of indigent defendants. Rep. Capistran for Judiciary. Inexpedient to legislate, subject matter covered by pending legislation.

Resolution adopted by vv.

HB 215

relative to the first meeting of a county convention. Rep. Leavitt for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by adding at the end thereof the words (and the form of budget statement) so that the title as amended shall read as follows:

An act relative to the first meeting of a county convention and the form of budget statement.

Amend the bill by inserting after section 2 the following new sections:

3 Duty of Clerk of Convention. Amend RSA 24:9-d (supp) as inserted by 1961, 199:1 and amended by 1965, 330:18 by inserting after the word "mailing" in line five the words (and publishing) so that said section as amended shall read as follows: 24:9-d Notice. The clerk of the convention shall mail to each member of the convention a notice stating the time, place and purpose of further meetings at least seven days before the day of the meeting and shall cause to be published a like notice at least seven days before the day of meeting in a newspaper of general circulation in the county. Mailing and publishing such notice is not required during any session of the general court, if the notice is printed for two legislative days in the journal of the house of representatives.

4 Form of Budget Statement. Amend RSA 24:22 by striking out said section and inserting in place thereof the following: 24:22 Form. The form of the budget statement submitted by the county commissioners to the county convention and the tax commission shall be in the same form as that prescribed by the tax commission.

Further amend the bill by renumbering section 3 to read section 5.

* * *

Amendment adopted by vv and bill ordered to third reading.

HB 187

to raise the interest rate on delinquent taxes. Rep. Tarbell for Municipal and County Government. Ought to pass with amendment, Majority report.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after passage" and inserting in place thereof the word and figures (April 1, 1968) so that said section as amended shall read as follows:

2 Effective Date. This act shall take effect April 1, 1968.

* * *

HB 187

to raise the interest rate on delinquent taxes. Rep. Bragdon and Rep. Hackler for the minority. Inexpedient to legislate.

Reports were accepted.

Rep. Hackler moved that HB 187 be indefinitely postponed, and spoke in favor of the motion.

Reps. Bragdon, Maloomian, Ciborowski, O'Neil, Brungot, Pickett, Greene and Galbraith spoke in favor of the motion.

(Discussion ensued)

Reps. Hanson, Bednar, deBlois, and Morrill spoke against the motion.

(Discussion ensued)

Rep. Hanson spoke a second time against the motion.

Rep. Hackler spoke a second time in favor of the motion.

Rep. Martel moved the previous question and it was sufficiently seconded.

The question now being on the motion to indefinitely postpone.

Motion adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and Senate Bills:

HB 11

relative to bound copies of county reports.

HB 154

authorizing the city of Dover to appropriate funds for American Legion convention, 1967.

HB 221

relating to Merrimack Valley School District.

SB 6

relative to dates for public hearings on regulations for taking fish.

SB 38

repealing provision requiring covering of snow on covered bridge.

HB 16

repealing certain provisions relative to use of spinners, taking fresh water smelt, bag limit on pickerel.

HB 49

relative to technical institutes and vocational-technical institutes.

SB 4

relative to taking moose.

Rep. Moulton
For the committee

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

HB 16

repealing certain provisions relative to use of spinners, taking fresh water smelt, bag limit on pickerel.

FURTHER SENATE MESSAGE

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

SB 5

relative to taking fisher and beaver.

SB 53

to extend under certain conditions the period for payment from general appropriations.

SB 60

repealing provisions relative to bounty on grasshoppers.

Senate Bills Read and Referred

The following senate bills were read a first and second time and referred as follows:

SB 5

to Fish and Game.

SB 53

to Appropriations.

SB 60

to Fish and Game.

* * *

Rep. Fuller offered the following resolutions:

RESOLUTION

Whereas the only Concord home owned by President Franklin Pierce is threatened with destruction because of its location in an Urban Renewal area, and

Whereas this homestead has been designated as historically valuable by the State Historical Commission in a unanimous decision after inspection of the building by its five members, and

Whereas preservation of the Franklin Pierce home has also been endorsed by President Lyndon Johnson, Senator Norris Cotton, Congressman James C. Cleveland, and Senator John P. H. Chandler, Jr., as well as by Concord citizens who organized the Pierce Brigade to save the property, and

Whereas the Misses Mary and Susan Pierce, grandnieces of Franklin Pierce, and other relatives of the President endorse this project, and

Whereas New Hampshire would not only be paying fitting tribute to the only Granite State native to achieve the highest office in the land but would derive substantial benefit from restoration of the historic home when undertaken by the Pierce Brigade,

Therefore, be it resolved that the House of Representatives go on record as extending its approval to acquisition of the Franklin Pierce house at 18 Montgomery Street by the non-profit corporation known as the Pierce Brigade, said homestead to be relocated within the Urban Renewal area and be restored and maintained as a museum and memorial to an illustrious son of the Granite State.

* * *

The resolution was referred to the Concord Delegation.

Reps. Cobleigh and Pickett offered the following resolution:

RESOLUTIONS

Whereas, George S. Pappagianis of Nashua, Attorney General of the State of New Hampshire and former Minority Leader of the House of Representatives of the General Court, was recently wedded to Miss Helen Hagibey of Astoria, Long Island, New York, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, extend to General and Mrs. Pappagianis our very heartiest congratulations on this very

happy occasion and our very best wishes for many years of happy married life, and be it further

Resolved, that the Clerk of the House transmit to them a copy of these Resolutions.

* * *

Resolutions adopted by vv.

Reps. Pickett and Cobleigh offered the following resolution:

RESOLUTIONS

Whereas, Thursday, February 23, 1967 was one of the worst storms of the season blocking roads in many places, and

Whereas, Commissioner John O. Morton and his crews kept the roads in New Hampshire open during the entire storm, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives in General Court convened, do hereby commend the Commissioner and his crews for their fine work in making the way easier for our return home from the session on Thursday, and be it further

Resolved, that a copy of these resolutions be transmitted to Commissioner Morton.

* * *

Resolutions adopted by vv.

Rep. Stafford offered the following resolution for the Committee on Public Works.

RESOLUTIONS

Whereas, we have learned with regret of the accident of our fellow member, Philip S. Willey of Campton, and his confinement in the Lakes Region Hospital at Laconia, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives do hereby extend to Mr. Willey our

sympathy and our hope for his speedy recovery, and be it further

Resolved, that a copy of these resolutions be sent to Mr. Willey.

* * *

Resolutions adopted by vv.

Reps. Hoar, Persson, Morrill, Fernald and Underwood offered the following resolution:

RESOLUTIONS

Whereas, we have learned with regret of the death of Ivan C. Reed, Sr., Representative from Raymond, Rockingham County, District 12, and

Whereas, Representative Reed has served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Representative Reed, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Mary Reed.

* * *

Resolutions adopted by rising vote.

Rep. Enwright of Hooksett offered the following resolution:

RESOLUTION

Whereas, we have learned with regret of the death of our fellow representative from Hooksett, George A. Cook, and

Whereas, Rep. Cook has served his community faithfully and with efficiency, therefore be it

Resolved, that we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Cook, and be it further

Resolved, that a copy of these resolutions be transmitted to Mrs. George A. Cook.

* * *

Resolutions adopted by rising vote.

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that bills be read by title only and HJR by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following House Bills and House Joint Resolution were read a third time, passed, and sent to the Senate for concurrence.

HB 106, relative to the perambulation of the New Hampshire-Maine boundary line and the New Hampshire-Massachusetts boundary line.

HB 227, to increase certain fees under commercial code.

HB 262, relative to the powers of the commissioner of insurance to examine relevant documents to determine whether lawful rates are being charged.

HB 235, amending the hazardous substance law to include hazardous toys and articles intended for children.

HB 215, relative to the first meeting of a county convention and the form of budget statement.

HJR 21, making appropriation for deficiency in funds for grants to community mental health facilities.

* * *

On motion of Rep. Gagnon the House adjourned at 12:24 P.M.

Wednesday, March 1

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain, Rev. Roswell Moore, Rector of Christ Church, Exeter as follows:

O God, master of men, help us each day of our lives to live nobly and wisely, to thy praise and to the good cheer of our fellow men, through Jesus Christ our Lord.

(Henry Sylvester Nash)

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Collishaw led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Mr. Jeffrey Hammond, courtesy of Rep. Conway, his grandfather.

Mr. John Johnson of Portsmouth, courtesy of Rep. Jamenson.

Mrs. Peggy Gage of Exeter, courtesy of Rep. Barnes.

Mrs. Winifred Foss, wife of Rep. Foss of Sugar Hill.

Boy Scouts Troop 94 of Manchester, courtesy of Rep. Milne.

LEAVES OF ABSENCE

Rep. Guilmette was granted leave of absence for the day on account of illness.

Rep. Urie was granted leave of absence for the day on account of illness in the family.

Rep. Logan was granted indefinite leave of absence on account of illness.

Rep. Cares was granted leave of absence for the day on account of a death in the family.

Rep. Gile was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 367

relative to jury service for women. (Normandin of Belknap Dist. 9 — To Judiciary)

HB 368

relative to per diem compensation of board for registration of engineers. (Newell of Merrimack Dist. 26 — To Executive Departments and Administration)

HB 369

relative to savings bank investments in buildings subject to the unit ownership act. (Piper of Belknap Dist. 2 — To Banks)

HB 370

establishing a real estate board. (deBlois of Belknap Dist. 8 — To Executive Departments and Administration)

HB 371

permitting the sale of beverages by restaurants on election days. (LaPlante of Hillsborough Dist. 16 — To Liquor)

HB 372

relative to neglected and abused children. (Maglaras of Strafford Dist. 20 — To Public Welfare and State Institutions)

HB 373

making communications to clergymen privileged. (Pickett of Cheshire Dist. 17, Capistran of Hillsborough Dist. 38, and Cobleigh of Hillsborough Dist. 15 — To Judiciary)

HB 374

relative to records in district and municipal courts. (Smith of Grafton Dist. 18 — To Judiciary)

HB 375

providing fees for the county of Rockingham for filing documents with the register of probate. (Palmer of Rockingham Dist. 9 — To Rockingham Delegation)

HB 376

providing that certain abandoned railroad rights of way shall be retained for certain public recreational uses. (Winkley of Strafford Dist. 11 — To Resources, Recreation and Development)

HB 377

relative to classification of premiums paid on group insurance policies. (Williamson of Sullivan Dist. 9 — To Insurance)

HB 378

relative to safety standards for recreation camps. (Watson of Belknap Dist. 5, and York of Merrimack Dist. 20 — To Public Health)

HB 379

relative to the taking of salmon. (Claffin of Carroll Dist. 7 — To Fish and Game)

HB 380

relative to salary of register of deeds for Sullivan county. (Frizzell of Sullivan Dist. 7 — To Sullivan Delegation)

HB 381

establishing a state scholarship commission and appropriating funds for scholarships. (Schwaner of Rockingham Dist. 9 — To Education)

HB 382

establishing a state commission on the status of women. (Normandin of Belknap Dist. 9 — To Executive Departments and Administration)

HB 383

allowing the disposal of waste material from septic tanks and cesspools in public dumps. (Barker of Cheshire Dist. 17 — To Public Health)

HB 384

establishing the Meredith district court. (Pryor of Grafton Dist. 17, Urie of Belknap Dist. 1, Allen of Belknap Dist. 2, and Piper of Belknap Dist. 2 — To Judiciary)

HB 385

restricting the use of seines, nets and weirs for the taking of alewives. (Maynard of Rockingham Dist. 24 — To Fish and Game)

HB 386

relative to fees for justices of the peace and others. (Pryor of Grafton Dist. 16 — To Executive Departments and Administration)

HB 387

extending the open season on deer. (Keating of Cheshire Dist. 13, and Welch of Merrimack Dist. 27 — To Fish and Game)

HB 388

relative to the time for taking deer. (Merrifield of Sullivan Dist. 8 — To Fish and Game)

HB 389

relative to salaries of Hillsborough county sheriff and deputy sheriffs. (Bednar of Hillsborough Dist. 23, Brocklebank of Hillsborough Dist. 13, and Sweeney of Hillsborough Dist. 36 — To Hillsborough Delegation)

HB 390

for additional reimbursement to institutions and nursing homes for cost of care of certain welfare programs. (Palmer of Rockingham Dist. 9 — To Public Welfare and State Institutions)

HB 391

relative to fees paid by collector of taxes to register of deeds for services in connection with tax sales. (Peever of Rockingham Dist. 7 — To Municipal and County Government)

HB 392

opening policemen's retirement system for limited period for new members. (Call of Merrimack Dist. 23 — To Executive Departments and Administration)

COMMITTEE REPORTS

HB 38

to close certain retail stores up to noon on Memorial Day and Veterans Day. Rep. Pryor for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the title of said bill by striking out the word “noon” and inserting in place thereof the words, one o’clock in the afternoon, so that the title as amended shall read as follows: An act to close certain retail stores up to one o’clock in the afternoon on Memorial Day and Veterans Day.

Amend section 1 of the bill by striking out the word “noon” in the last line and inserting in place thereof the words, one o’clock in the afternoon, so that the section as amended shall read as follows:

1 Holidays. Amend RSA 288 by inserting after section 3 the following new section: 288:4 Retail Businesses, Closed on Memorial Day and Veterans Day. Any retail business that is required to be closed on Sunday under the provisions of 578:3-5 may not be opened for business on May thirtieth and November eleventh until one o’clock in the afternoon.

* * *

On a vv the amendment was adopted.

At the request of Rep. Mackintosh Rep. Pryor explained the bill.

(discussion ensued)

Rep. Maloomian spoke against the bill.

Rep. Belcourt spoke in favor of the bill.

Bill ordered to third reading by vv.

HB 275

to discontinue sessions of superior court at Colebrook and Derry. Rep. Gorham for Judiciary. Ought to pass.

Bill ordered to third reading by vv.

HB 284

relating to the uniform gifts to minors law. Rep. Healy for Judiciary. Ought to pass.

Bill ordered to third reading by vv.

HB 126

was withdrawn by the committee.

HB 261

exempting a motion picture projectionist from liability under the obscenity statute. Rep. Healy for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend RSA 571-A:2-a as inserted by section 1 of the bill by inserting after the words "projectionist or" in the first line the words (motion picture machine) so that said section as amended shall read as follows:

571-A:2-a Exemption. A motion picture projectionist or motion picture machine operator who is regularly employed by anybody to operate a projecting machine in a public motion picture theatre shall not be guilty of a violation under this chapter because of the picture which is being projected if he is required to project it as part of his employment.

* * *

On a vv the amendment was adopted, bill ordered to third reading.

HB 28

permitting freedom of access to public records and proceedings. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1 New Chapter. Amend RSA by inserting after chapter 91 the following new chapter:

Chapter 91-A

91-A:1 Definition of Public Proceedings. The term "public proceedings" as used in this chapter means the transactions of any functions affecting any or all citizens of the state by any board or commission of any state agency or authority, and all meetings of any board, commission, agency, or authority, of any county, town, municipal corporation, school district, or other political subdivision.

91-A:2 Meetings Open to the Public. All proceedings are open to the public, and all persons are permitted to attend any meetings of these bodies or agencies, and any minutes of such meetings shall be promptly recorded and open to public inspection, except as provided by section 5 of this chapter. If the charter of any city or guide lines set down by the appointing authority requires broader public access to official meetings and records than herein described, such charter provisions or guide lines shall take precedence over the requirements of this chapter.

91-A:3 Executive Sessions. I. Nothing contained in this chapter shall be construed to prevent these bodies or agencies from holding executive sessions but any decisions made during any executive session must be recorded and made available for public inspection promptly.

II. Exceptions. A body, or agency, may exclude the public when it is considering or acting upon the following matters:

(a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigating of any charges against him, unless the employee affected requests an open meeting.

(b) The hiring of any person as a public employee.

(c) Matters which, if discussed in public, would be likely to affect adversely the reputation of any person, other than a member of the body itself.

(d) Consideration of the acquisition of land which, if discussed in public, would be likely to benefit a party, or parties, whose interests are adverse to those of the general community.

91-A:4 Minutes and Records Available for Public Inspection. Every citizen during the regular or business hours of all such bodies or agencies, and on the regular business premises of such bodies or agencies, has the right to inspect all public records, including any minutes of meetings of the bodies or agencies, and to make memoranda abstracts, or photographic or photostatic copies, of the records or minutes so inspected, except as otherwise prohibited by statute or section 5 of this chapter.

91-A:5 Exemptions. The records of the following bodies are exempted from the provisions of this chapter:

I. Grand and Petit juries.

II. Parole and pardon boards.

III. Personal school records of pupils.

IV. Committees of the general court.

V. Records pertaining to internal personnel practices, confidential, commercial or financial information, personnel, medical, welfare and other files whose disclosure would constitute invasion of privacy.

91-A:6 Exclusion. This chapter shall not apply to chapter 282 of the Revised Statutes Annotated, relative to employment security.

91-A:7 Violation. Any person aggrieved by a violation of this chapter may petition the superior court for injunctive relief.

* * *

Amendment adopted by vv.

Rep. Healy moved that HB 28 as amended be indefinitely postponed and spoke in favor of the motion.

Reps. Frizzell, Gorham, Cobleigh, Spitzli and Maxwell spoke against the motion.

Rep. Healy spoke a second time in favor of the motion.

Motion lost by vv.

Bill ordered to third reading by vv.

HB 188

to establish the rate of interest upon the amount due for the redemption of real estate sold by a collector of taxes, Rep. Hanson for Municipal and County Government. Majority, Ought to pass.

Rep. Galbraith for Minority. Inexpedient to legislate.

The reports were accepted.

Rep. Morrill moved that HB 188 be indefinitely postponed and spoke in favor of the motion.

Motion adopted by vv.

HB 189

to limit the period for application to the selectmen for abatement of a tax to six months. Rep. Sheldon Barker for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the title of said bill by inserting after the word "selectmen" the words (or assessors) and by striking out the word "six" and inserting in its place the word (five) so that the title as amended shall read: An act

to limit the period for application to the selectmen or assessors for an abatement of a tax to five months.

Amend section 1 by inserting after the word "selectmen" where it occurs in line two and line six the words (or assessors) and by striking out the word "six" in line five and inserting in place thereof the word, (five) so that said section as amended shall read:

1 Abatement of Taxes. Amend RSA 76:16 by striking out the section and inserting in its place the following: 76:16 By Selectmen or Assessors. Selectmen or assessors, for good cause shown, may abate any tax assessed by them or by their predecessors. Any person aggrieved by the assessment of a tax and who has complied with the requirements of RSA 74, may, within five months after notice of the tax, and not afterwards, apply in writing to the selectmen or assessors for an abatement of the tax.

* * *

Amendment adopted. Ordered to third reading by vv.

HB 228

relative to the taxation of house trailers, Rep. Poliquin for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

HB 108

relative to the state nurses scholarship program.

FURTHER SENATE MESSAGE

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

SB 51

relative to bail of sexual psychopaths.

SENATE BILL READ AND REFERRED**SB 51**

was read a first and second time and referred to Judiciary.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION**THIRD READINGS****HB 28**

permitting freedom of access to public records and proceedings, was read a third time, passed, and sent to the Senate for concurrence.

RECONSIDERATION

Rep. Spitzli, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 28 and spoke against the motion.

Motion lost by vv.

* * *

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 38

to close certain retail stores up to one o'clock on Memorial Day and Veterans Day.

HB 275

to discontinue sessions of superior court at Colebrook and Derry.

HB 261

exempting a motion picture projectionist from liability under the obscenity statute.

HB 189

to limit the period for application to the selectmen or assessors for an abatement of a tax to five months.

HB 228

relative to the taxation of house trailers.

HB 284

relating to the uniform gifts to minors law.

* * *

On motion of Rep. Rich the House adjourned at 12:33 P.M.

Thursday, March 2

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain, Peter Floyd, as follows:

This morning, I would like to read a prayer written by The Rev. Malcolm Boyd, taken from his book *Are You Running With Me, Jesus?*

You said there is perfect freedom in your service, Lord . . . Well, I don't feel perfectly free. I don't feel free at all. I am a captive to myself.

I do what I want. I have it all my own way. There is no freedom at all for me in this, Lord. Today I feel like a slave, in chains and branded because I'm captive to my own will, and frankly couldn't care less about you or your will.

You're out there somewhere; I'm keeping you out of my real life. How can I go on being such a lousy hypocrite?

Come over here, where I don't really want you to come. Let me quit playing this blasphemous game of religion with you. Lord! Help me to let you be yourself in my life . . . so that I can be myself.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Enright led the Convention in the Pledge of Allegiance to the Flag.

RESOLUTIONS

Rep. Enright offered the following resolution:

Resolved, that the Honorable Senate and House of Representatives are in Joint Convention for the purpose of canvassing the votes for Councilor.

* * *

The resolution was adopted.

Senator Langford of District 4 offered the following resolution:

RESOLUTION

Resolved, that the Honorable Secretary of State be requested to lay before the Convention the return of votes for Councilor.

* * *

The resolution was adopted.

Robert L. Stark, Secretary of State, appeared before the joint convention and laid the Return of Votes for Councilor District 3 cast in the special election held February 28, 1967 as follows:

Edward H. Cullen, r	7,752
Arthur O. Phaneuf, d	5,935
	<hr/>
Plurality for Cullen	1,817

* * *

Reps. Cobleigh and Pickett offered the following resolution:

RESOLUTION

Resolved, that the vote for Councilor be referred to a committee consisting of one on the part of the Senate and two on the part of the House to compare and count the same and report thereon.

* * *

The resolution was adopted and the Chair appointed Senator Waterhouse, Dist. No. 19 and Reps. Griffin and Charles Gay to the committee.

REPORT

Senator Waterhouse, Dist. 19 for the Joint Committee to whom was referred the return of the votes cast for Councilor for District 3 in the Special Election held February 28, 1967, reports that it has examined, compared and counted the same with the following results:

FOR COUNCILOR DISTRICT 3

Edward H. Cullen, r	7,752
Arthur O. Phaneuf, d	5,935
	<hr/>
Plurality for Cullen	1,817

* * *

The report was accepted.

Reps. Cobleigh and Pickett offered the following resolution:

RESOLUTION

Resolved, that a committee of six be appointed by the Chair to wait upon the Honorable Edward Cullen and inform him officially of his election as Councilor.

* * *

The resolution was adopted.

The Chair appointed Sen. Townsend, Dist. 5, Reps. Underwood, Paul E. Brown, Gorham, McGrail and Thomas E. Manning as members of such committee.

REPORT

Senator Townsend from the 5th District offered the following report:

The Joint Committee appointed to wait upon Edward H. Cullen to inform him officially of his election to the Honorable Council, reports that it has attended to its duties, and the gentleman named has accepted the office.

* * *

The report was accepted.

Councilor-elect Edward H. Cullen appeared and was introduced to the Joint Convention. Councilor-elect Cullen addressed the Joint Convention briefly.

On motion of Senator Spanos of District 8, the Joint Convention rose.

HOUSE
LEAVES OF ABSENCE

Rep. Sewell was granted leave of absence for the day on account of illness.

Rep. Carter was granted leave of absence for the day to attend a funeral.

Rep. Cox was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and House Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 393

to establish a state liquor store in the town of Ossipee. (Hickey of Carroll Dist. 6 — To Liquor)

HB 394

to divide the state into five civil defense areas of responsibility. (Stafford of Belknap Dist. 12 — To Executive Departments and Administration)

HB 395

to provide for an immediate hearing on temporary restraining orders in a divorce libel. (Bednar of Hillsborough Dist. 23, and Pryor of Grafton Dist. 17 — To Judiciary)

HB 396

providing for the award of legal fees in certain land condemnation cases. (Smith of Grafton Dist. 18 — To Judiciary)

HB 397

to establish the season for and manner and limit of taking salt water smelt. (Twardus of Rockingham Dist. 14 — To Fish and Game)

HB 398

relative to abandoned and junk motor vehicles. (Mackintosh of Sullivan Dist. 2 — To Public Works)

HB 399

increasing the salary of the county commissioners of Rockingham county. (Gay of Rockingham Dist. 5 — To Rockingham County Delegation)

HB 400

establishing the Bristol district court. (Pryor of Grafton Dist. 7, Plumer of Grafton Dist. 16, and Smith of Grafton Dist. 10 — To Judiciary)

HB 401

relating to the practice of engineering. (Claflin of Carroll Dist. 7 — To Executive Departments and Administration)

HB 402

relating to the power of local authorities to alter speed limits. (Smith of Grafton Dist. 18 — To Transportation)

HB 403

to authorize cooperative banks and building and loan associations to invest excess funds in obligations of the United States as designated by the bank commissioner. (Roby of Merrimack Dist. 26 — To Banks)

HB 404

to allow cooperative banks and building and loan associations to hold written instruments or things of value in escrow. (Roby of Merrimack Dist. 26 — To Banks)

HB 405

to authorize cooperative banks and building and loan associations to come under the branch banking and holding company affiliates statutes. (Roby of Merrimack Dist. 26 — To Banks)

HB 406

relative to toll-free use of certain New Hampshire highways by members of the general court. (Raiche of Hillsborough Dist. 34, and Latour of Hillsborough Dist. 22 — To Public Works)

HB 407

relating to town officers' associations. (York of Merrimack Dist. 20, and Beaudoin of Strafford Dist. 13 — To Municipal and County Government)

HB 408

relative to town road aid. (Hanson of Merrimack Dist. 6 — To Public Works)

HB 409

relative to state aid for class V highways in towns. (Hanson of Merrimack Dist. 6 — To Public Works)

HB 410

to increase the public revenue from the tax on tobacco. (Belcourt of Hillsborough Dist. 16 — To Ways and Means)

HJR 50

establishing a special committee to recommend a policy of insurance coverage on state property. (Williamson of Sullivan Dist. 9 — To Insurance)

Rep. Cobleigh moved that the rules of the House be so far suspended as to permit the introduction of a Senate message at this time, and spoke in favor of the motion.

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv.

SENATE MESSAGE

The Senate has passed the following joint resolution, in the passage of which it asks the concurrence of the House of Representatives:

SJR 9

appropriating funds to establish and furnish an office for the state's promotional activities in Montreal.

STATE OF NEW HAMPSHIRE

In the year of Our Lord one thousand
nine hundred and sixty-seven

SENATE JOINT RESOLUTION 9

appropriating funds to establish and furnish an office
for the state's promotional activities in Montreal.
Resolved by the Senate and House of Representatives
in General Court convened:

That the sum of fifteen thousand dollars is hereby appropriated to be expended by the division of economic development of the department of resources and economic development to pay the state's share for the completion of a state promotional office in Montreal, Canada including but not limited to mechanical and electrical work, architectural and engineering fees and necessary furnishings, carpeting, light fixtures and window displays. The division is authorized to use any funds available from its appropriation for the fiscal year ending June 30, 1967. In the event there are insufficient funds in said appropriation to defray this expense then the governor is authorized to draw his warrant for the additional amount required from any money in the treasury not otherwise appropriated. No funds shall be expended under this appropriation without prior approval by the governor and council.

The clerk read the SJR in full.

INTRODUCTION OF SENATE JOINT RESOLUTION

SJR 9

appropriating funds to establish and furnish an office for the state's promotional activities in Montreal, was introduced, read a first and second time and referred to Appropriations.

On motion of Rep. Cobleigh the rules of the House were so far suspended as to dispense with the reference to committee of SJR 9, and the SJR was placed on third reading by caption only at the present time.

THIRD READING

SJR 9 was read a third time, passed and sent to the Secretary of State to be engrossed.

* * *

Rep. Mackintosh moved that the rules of the House be so far suspended as to permit the introduction of a concurrent resolution at the present time, and spoke in favor of the motion.

Motion adopted by v v.

Rep. Mackintosh offered the following concurrent resolution and moved its adoption.

House Concurrent Resolution No. 11

Whereas, the United States Supreme Court has, in its wisdom, stipulated detailed specifications for the conduct of American police officers in the apprehension, interrogation, and arrest of accused persons, rules which sometimes complicate police work in the protection of our law-abiding citizenry, and

Whereas, violation of law and property rights has too frequently been condoned in the interest of civil rights or other asserted freedom of expression, all being rationalized by the notion that "a bad law" may properly be violated, and

Whereas, threatening mass gatherings, riots, and a multiplication of vandalism against property and persons have become too frequent as a means of group or individual expression, and

Whereas, the cry of "police brutality", regardless of who created the situation requiring physical restraint, has become a vogue among some when police have had to meet force with

force in the defense of law and order, all to the detriment of good police service and morale.

Now therefore be it resolved by the General Court of New Hampshire, that it

Decries those situations wherein an overzealous protection of individual rights is carried to such a point as to belittle, threaten, or jeopardize the rights of the rest of society,

Condemns as a basic threat to our state and nation the rationalizing into virtue of law-breaking based on a subjective distinction between "bad laws" and good ones,

Declares its approbation and support of our several area state and federal police systems in the execution of their duties of enforcement and protection, including the use by them of appropriate and decisive force when lesser means have failed, and

Calls upon the people of this state to demonstrate by word, deed, and active assistance when needed, their respect and appreciation for these men we call "Police", without whom our way of life, our property, and indeed our very lives would soon be in jeopardy.

* * *

The Clerk read the concurrent resolution in full.

Reps. Mackintosh and Stephen W. Smith, Sr. spoke in favor of the concurrent resolution.

Resolution adopted by vv.

COMMITTEE REPORTS

SB 21

relative to R. and R. Development Corp. Rep. Lloyd G. Sherman for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

SB 13

requiring filing of notification of applications for state participation in certain federal programs and making of reports

relative thereto. Rep. Rossley for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 291

relative to R. and R. Development Corp. Rep. Lloyd G. Sherman for Executive Departments and Administration. Inexpedient to legislate, subject matter covered by other legislation.

Resolution adopted by vv.

SB 24

providing for recompilation of Volume 4 of the Revised Statutes Annotated. Rep. Stuart B. Allan for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

SB 33

to provide for cumulative pocket supplements for Revised Statutes Annotated. Rep. Stuart B. Allan for Executive Departments and Administration.

Referred to Appropriations under the Rules.

HJR 39, establishing a special committee to prepare legislation providing for the election of alternate senators, representatives and councilors. Rep. Palmer for Judiciary. Inexpedient to legislate, subject matter covered by pending legislation.

Resolution adopted by vv.

HJR 41

relative to purchase of New Hampshire probate set. Rep. Brungot for Judiciary. Ought to pass.

Referred to Appropriations under the Rules.

HB 129

prohibiting a person from holding at one time the offices of representative and county commissioner. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 15

relative to rules and regulations of state departments and

agencies and filing thereof. Rep. Brungot for Judiciary. Be referred to Legislative Council for further study.

Recommendation of the committee adopted by vv.

HB 253

was withdrawn by the committee.

HB 248

relative to persons liable for the payment of poll taxes, the amount of the poll tax and the distribution of same. Rep. Guild for Ways and Means. Ought to pass with amendment.

AMENDMENT

Amend Section 1 of HB 248 by striking out the word "seventy" in the fourth line thereof and inserting the word, (sixty-five) in place thereof so that the same as amended shall read as follows:

1. Poll Taxes. Amend RSA 72:1 by striking out said section and inserting in place thereof the following:

72:1 Persons Liable. A poll tax of ten dollars is hereby levied and assessed as of April first in each year upon every resident of the state from twenty-one to sixty-five years of age, whether a citizen or an alien, except a pauper or insane person, or a person on active duty in the armed forces of the United States on the date of assessment or a veteran of any war or armed conflict in which the United States has been engaged who is totally and permanently disabled from service connection whose income, exclusive of any pension or compensation received as a result of such service, is less than one thousand dollars per year.

Amend Section 4 of HB 248 by striking out the section and inserting in place thereof the following:

4. Payment to State Treasurer. Amend RSA by inserting after section 72:2 the following new section: 72:2-a Apportionment of Tax. Each town and city shall on the fifteenth day of October, January, April and July pay over to the state treasurer forty-five per cent of all poll taxes collected during the three months next preceding which shall be for the use of the state. The state treasurer shall not pay to any city or town any amount that may be due to it from the state until all payments due the state hereunder then due have been paid to him.

Amend HB 248 by renumbering section 8, 10 and inserting in place of section 8 the following new sections:

8. Compensation of Collector. In those towns where the collector is paid upon a commission or part time basis, the collector of taxes shall receive for his service in collecting poll taxes, and in lieu of any other compensation for said service, two per cent of the total amount of poll taxes collected by him and paid over to the town treasurer.

9. Abatements. Selectmen and assessors may abate any poll tax assessed against persons not by law subject to the tax, and upon written application may abate a poll tax when it appears that the payment of the tax would impose an undue hardship upon the applicant.

Amend Section 8 of HB 248 by striking out the same and inserting in place thereof the following:

10. Effective Date. This act shall take effect March thirty-first, 1967.

* * *

Rep. Graf moved that HB 248 be recommitted to the committee and spoke in favor of the motion.

Rep. Angus spoke in favor of the motion.

Motion adopted by vv: HB 248 recommitted to Ways and Means.

HB 244

to provide an airways toll on jet fuel. Rep. Twardus for Ways and Means. Ought to pass.

Rep. Gorham moved that action on 244 be indefinitely postponed and spoke in favor of the motion.

(discussion ensued)

Rep. Pickett spoke against the motion.

Reps. Twardus, Robert A. Dion spoke against the motion.

Motion lost by vv.

Bill ordered to third reading by vv.

Rep. Stafford announced that he abstained from voting on HB 244 under Rule 16.

* * *

HB 131

providing for the assessment and collection of a special head tax for state purposes. Rep. Doris Thompson for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

HB 233

imposing a head tax to be collected and kept by cities and towns. Rep. Maloomian for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

HB 279

establishing a municipal head tax for the use of towns and cities. Rep. Welch for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

COMMITTEE REFERENCE

Rep. Cobleigh moved that the order of reference of HJR 43, to the committee on Appropriations be vacated and that the resolution be referred to the committee on Claims and Aeronautics.

Motion adopted by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

HB 42

to provide that the chairman of the commission on Interstate Cooperation be elected.

HB 114

relative to validation of deeds lacking acknowledgement.

HB 191

relative to licenses in condemnation proceedings.

HB 195

to incorporate the Meriden Water Company.

HB 78

to regulate the amount of reserves required for state banks.

HJR 9

in favor of Samuel B. Ripley.

HJR 24

to pay salaries of staff at Vocational Institute at Berlin.

HB 123

relative to the trustees of Dartmouth College.

HB 116

relative to naming of a bridge the Piscataqua River Bridge.

SENATE MESSAGE

and

INTRODUCTION OF SENATE BILL

A Senate Bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SB 67

relative to computation of benefits under the state employees' retirement system.

To Executive Departments and Administration.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bill and Senate Joint Resolution:

HB 108

relative to the state nurses scholarship program.

SJR 9

relating to appropriating funds to establish and furnish, an office for the state's promotional activities in Montreal.

Roxie A. Forbes and Hazel Park
For the Committee

Reps. Cobleigh and Pickett offered the following Resolution:

HOUSE CONCURRENT RESOLUTION NO. 12

Whereas, Town Meeting day occurs on Tuesday, March 14th, therefore be it

Resolved, by the House of Representatives, the Senate concurring, that the General Court meet on Wednesday, Thursday and Friday, March 15th, 16th and 17th.

* * *

Resolution adopted by vv.

* * *

COMMUNICATION

March 1, 1967

Hon. George W. Stafford
Chairman, Public Works Committee
House of Representatives
State House
Concord, New Hampshire

Dear George:

Late yesterday afternoon I received a telegram to the effect that an agreement had been reached between the administration in Washington and the chairmen of the two Public Works Committees to close out the hearings associated with the cutback in the Federal-aid program.

The administration agreed to immediately re-establish a substantial part of the cutback and has approved the full appropriation for the 1968 highway program.

It was apparent that the cutback in the Federal highway program was vigorously opposed by many important segments of our economy in all parts of the nation, and the Congressional committees felt it was a waste of time and money to attempt to bring so many people into Washington to offer what might be considered additional testimony.

I thought you might be interested in these comments, and as long as the program is being favorably resolved I do not believe there is need to take any further action at this time.

Sincerely,

JOHN O. MORTON
Commissioner.

REPORT OF COMMITTEE ON THE JOURNAL

The Committee on the Journal having examined the Journal of Wednesday, February 1, 1967, offers the following resolution and recommends its adoption:

Resolved, that the Journal of the House of Wednesday, February 1, 1967, be corrected by striking out from page 295 of the daily version thereof the letters and figures and words "SB 68 was read a first and second time and referred to Resources, Recreation & Development." where they appear immediately after the caption "INTRODUCTION OF SENATE BILL", and inserting in place thereof in the permanent form of said Journal the letters, figures and words

(SB 22

was read a first and second time and referred to Resources, Recreation & Development.)

Stanley A. Hamel,
For the Committee

Resolution adopted by vv.

* * *

Rep. Manson Smith of Hebron offered the following resolution:

RESOLUTIONS

Whereas, we have learned with regret of the death of Gertrude Bucklin, former Representative from Bridgewater, and

Whereas, Mrs. Bucklin served her community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to her family, and be it further

Resolved, that a copy of these resolutions be forwarded to her husband, Mr. Delmore A. Bucklin.

* * *

Resolutions adopted by vv.

Rep. Dame of Portsmouth offered the following resolution.

RESOLUTIONS

Whereas, Saturday, March 4th, will be the 86th birthday of our senior member of the General Court, Representative Ingraham of Portsmouth, therefore be it

Resolved, that we, the Members of the House of Representatives do hereby offer our congratulations to Representative Ingraham, and be it further

Resolved, that when the House adjourns today it adjourn in honor of Representative Ingraham.

* * *

Resolutions adopted by vv.

RULES COMMITTEE

The Rules Committee has adopted a policy allowing not more than five sponsors names to be listed as proposing any bill or resolution. Names of co-sponsors may not be added to bills already filed without permission of the Speaker. Members desiring to add co-sponsors are requested to take the matter up with the Speaker's Office.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and that when the House adjourns today it adjourn to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills were read a third time, passed, and sent to the Secretary of State to be engrossed.

SB 21

relative to R. and R. Development Corp.

SB 13

requiring filing of notification of applications for state participation in certain federal programs and making of reports relative thereto.

The following bill was read a third time, passed, and sent to the Senate for concurrence.

HB 244

to provide an airways toll on jet fuel.

RECONSIDERATION

Rep. Pickett moved reconsideration of HB 244 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. McGee the House adjourned in honor of Rep. Ingraham at 1:23 P.M.

Tuesday, March 7

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O God, governor of all the world, we pray thee to strengthen our senses beyond the hardened dogmas of political life. Grant that the servants of this state may feel ever more deeply

that any diversion of public powers for private ends is a betrayal of their trust. Give our leaders a new vision of the future which is realistic, yet imaginative, and which leaves hackneyed political cliches to those who know thee not. Raise up among us those who have the faith and daring of the Kingdom of God at the center of their being. This we ask in the name of Jesus Christ who called men out of boredom, into freedom. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Guild led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Mrs. Barbara Mackintosh, wife of Rep. Mackintosh of Cornish.

A group of 8th grade pupils of St. Rose of Lima accompanied by Sister Marcella, guests of the Littleton Delegation, courtesy of Reps. Rich, Gardner, Tilton and Stevenson.

INTRODUCTION OF BILLS

The following Bills and House Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 411

to establish a state liquor store in the town of Troy. (MacFarlane of Cheshire Dist. 11, McGinness of Cheshire Dist. 7 — To Liquor Laws)

HB 412

to authorize the division of investigation of accounts to collect support payments. (Ratoff of Rockingham Dist. 20, Roberts of Belknap Dist. 6, Cone of Grafton Dist. 9 — To Executive Departments and Administration)

HB 413

to amend the charter of Austin-Cate Academy. (Canney of Strafford Dist. 2 — To Judiciary)

HB 414

to authorize cooperative banks or building and loan associations to make loans insured by the state of New Hampshire in excess of the statutory limitation. (Roby of Merrimack Dist. 26 — To Banks)

HB 415

to appropriate money for the construction of a state emergency operating center. (Stafford of Belknap Dist. 12 — To Executive Departments and Administration)

HB 416

to extend exemption from liability of custodians of motor vehicles removed from any way to persons removing the same. (Crouch of Strafford Dist. 4, Tirrell of Strafford Dist. 4 — To Transportation)

HB 417

to provide that a person who renders emergency care at the place of an emergency shall not be liable in a civil action for damages. (Trowbridge of Cheshire Dist. 4 — To Judiciary)

HB 418

enlarging the membership of the board of public works for the city of Nashua. (Dion of Hillsborough Dist. 21 — To Nashua Delegation)

REPORT OF JOURNAL COMMITTEE

The Committee on the Journal offers the following concurrent resolution and recommends its adoption:

HOUSE CONCURRENT RESOLUTION NO. 13

Resolved, by the House of Representatives, the Senate concurring, that a House Concurrent Resolution (offered by Rep. MacIntosh and numbered 10) appearing on page 654 of the daily version of the Journal of the House of Thursday, March 2, 1967 and appearing on page 333 of the daily version of the Senate of Thursday, March 2, 1967, under the caption "HOUSE Message first, second reading & reference" as "HCR 10 with regard to respect for police officers. Referred to Committee on Rules." be renumbered as No. 11, and that the Journal of each House, each in its permanent form, be corrected to record

said resolution as "HOUSE CONCURRENT RESOLUTION NO. 11" (in House Journal) and "HCR 11" (in Senate Journal.)

Rep. Downing
For the Committee

The Clerk read the concurrent resolution in full.

Concurrent resolution adopted by vv.

* * *

Rep. Pickett and Cobleigh moved that the entire calendar of committee reports for today be made a special order for 11:01 tomorrow morning.

Rep. Pickett and Cobleigh spoke in favor of the motion.

Motion adopted by vv.

Reps. LaTour and Mason, for the Nashua Delegation, offered the following resolution:

RESOLUTIONS

Whereas, we have learned with regret of the death of Theodore W. Rosedoff, former Representative from Nashua, and

Whereas, Mr. Rosedoff served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Rosedoff, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Laurette Rosedoff.

* * *

Resolutions adopted by vv.

RECESS

COMMITTEE ON ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, House Joint Resolutions and Senate Bills:

HB 42

to provide that the chairman of the Commission on Interstate Cooperation be elected.

HB 78

to regulate the amount of reserves required by state banks.

HB 114

relative to validation of deeds lacking acknowledgement.

HB 116

relative to naming of a bridge the Piscataqua River Bridge.

HB 123

relating to the trustees of Dartmouth College.

HB 191

relative to licenses in condemnation proceedings.

HB 195

to incorporate the Meriden Water Company.

HJR 9

in favor of Samuel B. Ripley.

HJR 24

to pay salaries of staff at Vocational Institute at Berlin.

SB 13

requiring filing of notification of applications for state participation in certain federal programs and making of reports relative thereto.

SB 21

relative to R. & R. Development Corporation.

Idanelle Moulton

For the committee

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

Rep. McMeekin moved that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Motion adopted by vv.

On motion of Rep. Scott-Craig the House adjourned at 12:10 P. M.

Wednesday, March 8

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

I would like to open this morning's session with a brief meditation taken from the script of "The Fantastiks," an off-Broadway play:

"There is a curious paradox that no one can explain: who understands the secret of the reaping of the grain? Who understands why spring is born out of winter's laboring rain? Or why . . . why we must all die a bit before we grow again?"

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Esther Davis led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF A GUEST

The Executive Vice President of the New England Council, Mr. Thomas Easley addressed the Joint Convention briefly.

On motion of Senator English from the 11th District, the Convention rose.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of students from Pembroke Academy, courtesy of the Pembroke Delegation.

A group of students from Proctor Academy, Andover, N. H., courtesy of Rep. Bork.

A delegation from the State Parent Teachers' Association.

David and Frederick Murphy, courtesy of Rep. O'Hara.

LEAVES OF ABSENCE

Reps. Dawson and Hoar were granted leave of absence for the day on account of illness.

Rep. Beard was granted leave of absence for today and Thursday on account of illness.

Rep. Burrows was granted indefinite leave of absence on account of illness.

Reps. Graf and Andersen were granted leave of absence for today and Thursday on account of important business.

Reps. McDonough and Vallee were granted leave of absence on account of important business.

COMMITTEE REPORTS

HB 75

prohibiting a person from being at the same time a director, trustee or officer of two banking institutions. Rep. Bigelow for Banks. Inexpedient to legislate.

Resolution adopted by vv.

HB 282

relating to investments of savings banks in buildings at Hampton Beach and improvements on land subject to U. S. forest service permits. Rep. Bigelow for Banks. Ought to pass.

Ordered to third reading by vv.

HB 204

relative to the duration of permit to import bait fish. Rep. Hayes for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "six months" in lines three and seven and inserting in place thereof the words (one year) so that said section as amended shall read as follows:

1 Importation of Bait Fish. Amend RSA 214:34-d (supp), as inserted by 1965, 347:1 by striking out the figure and word "30 days" in the third line and inserting in place thereof the words (one year) so that said section as amended shall read as follows: 214:34-d Permit to Import. No fish of any descrip-

tion shall be brought into this state for use as bait without first procuring a permit from the director. Such permit shall be valid for no longer than one year but no additional permit shall be required within that period of time to import the same species of fish from the same source of supply. Notification of each intent to import shall be filed with the director. The fee for such permit is five dollars.

* * *

Amendment adopted, ordered to a third reading by vv.

SB 31

relative to bid bonds issued in connection with any public or private contract. Rep. Call for Insurance. Ought to pass.

Ordered to third reading by vv.

HB 285

clarifying revocation and suspension of motor vehicle licenses in certain cases. Rep. Healy for Judiciary. Ought to pass.

At the request of Rep. Trowbridge, Rep. Spitzli explained the bill.

(discussion ensued)

Ordered to third reading by vv.

SB 58

providing authority to disregard errors of less than one dollar in payment of income tax. Rep. Brungot for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 36

repealing requirements for certificates to county attorney regarding enforcement of dog law. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 197

relative to seals on liquor packages. Rep. Collishaw for Liquor Laws. Ought to pass.

Ordered to third reading by vv.

HB 289

to increase the debt limit of the New Ipswich school district. Rep. Maurice Cummings for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 99

relative to the amount of fees to be collected by the register of deeds for Rockingham County. Rep. Weeks for the Rockingham Delegation. Ought to pass with amendment.

AMENDMENT

Amend Paragraph I of RSA 478:17-a as inserted by section 1 of the bill by adding at the end thereof the words and figures: (An additional fee of fifty cents shall be charged for recording of deeds, mortgages and other conveyances of real estate to compensate for those items for which a transfer listing must be furnished to the towns and cities as required by Chapter 478:14,) so that said paragraph as amended shall read as follows:

I. "For recording deeds, mortgages, leases, agreements, attachments, and like documents, three dollars for the first recorded page plus two dollars for each additional recorded page, provided that if the instrument contains the names of more than one grantor and one grantee an additional fee of fifty cents shall be charged for indexing the names of each additional grantor or grantee. An additional fee of fifty cents shall be charged for recording of deeds, mortgages and other conveyances of real estate to compensate for those items for which a transfer listing must be furnished to the towns and cities as required by Chapter 478:14."

Further amend RSA 478:17-a as inserted by section 1 of the bill by striking out paragraph III and renumbering sections IV, V, VI, VII, VIII and IX to read III, IV, V, VI, VII, VIII.

* * *

Amendment adopted, ordered to a third reading by vv.

HB 164

relative to appointment of deputy treasurer for Rockingham County. Rep. Weeks for the Rockingham County Delegation. Ought to pass.

Ordered to third reading by vv.

HB 210

providing for salaries for sheriff and deputy sheriffs of Rockingham county. Rep. Weeks for the Rockingham County Delegation. Ought to pass with amendment.

AMENDMENT

Amend the title of said bill by striking out the words "salaries for sheriff and deputy sheriffs" and inserting in place thereof the words (salary for the sheriff) so the title as amended shall read: An Act providing for the salary for the sheriff of Rockingham county.

Amend section 1 of the bill by striking out the words "twelve thousand four hundred" in lines five and six and line eight and inserting in place thereof the words (eleven thousand) so that the section as amended shall read as follows:

I Salary of Rockingham County Sheriff. Amend paragraph II of RSA 104:29 (supp) as amended by 1955, 172:1, 247:1; 1957, 156:1, 309:4, 1961, 175:1, 1963, 129:1, 1965, 162:1, 190:1 and 263:1 by striking out the first sentence of said paragraph and inserting in place thereof the following sentence (In Rockingham the annual salary of the sheriff shall be eleven thousand dollars) so that said paragraph as amended shall read as follows:

II. In Rockingham the annual salary of the sheriff shall be eleven thousand dollars. Said salary shall be payment in full for all his services to the county. The county shall provide him with suitable transportation and he shall not be allowed the established rates for mileage allowable to other sheriffs. He shall be allowed reasonable expenses incurred during the performance of his duties and such expenses shall be subject to the approval of a justice of the superior court. For the service of civil writs and other process which he may perform he shall collect the usual fees allowed for such services and mileage and shall pay over directly to the county treasurer all such fees and mileage charges at the end of each month. He shall in his annual report to the county commissioners report the number of civil writs and other process served and the total amounts collected in fees and mileage charges paid over to the treasurer during the calendar year.

Further amend the bill by striking out sections 2 and 3 and inserting in place thereof the following:

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Amendment adopted, ordered to a third reading by vv.

* * *

Rep. Cobleigh called for Special Order for Wednesday at 11:01.

HB 299

increasing the salary of Cheshire county attorney. Rep. Dunham for the Cheshire County Delegation. Ought to pass.

Ordered to third reading by vv.

RECESS

HB 199

relating to public utility service by foreign corporations. Rep. Boire for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "foreign corporation" in lines four and twelve and thirteen and inserting in place thereof the words (corporations which are public utilities organized under the laws of another state and which furnish utility service in towns outside the state) so that said section as amended shall read as follows:

1 Foreign Corporations; Public Utility Service. Amend RSA 374:24 by striking out in lines one and two the words "the preceding section" and inserting in place thereof the words and figure (under section 22) and by adding at the end of said section the words (Corporations which are public utilities organized under the laws of another state and which furnish utility service in towns outside the state may furnish utility service to New Hampshire towns adjacent to the state boundaries when such service is found by the public utilities commission to be in the public interest) so that said section as amended shall read as follows: 374:24 Foreign Corporation. No

permission under section 22 shall be granted to any corporation not organized under the laws of this state, and no authority to transfer or lease the franchises, works or system, or any part of the franchises, works or system of any public utility in this state to any such corporation shall be granted under section 30. Corporations which are public utilities organized under the laws of another state and which furnish utility service in towns outside the state may furnish utility service to New Hampshire towns adjacent to the state boundaries when such service is found by the public utilities commission to be in the public interest.

* * *

Amendment adopted, ordered to a third reading by vv.

HB 190

relative to the open season and bag limit on ruffed grouse. Rep. Gilman for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 231

providing for the taking of bear at any time. Rep. Hayes for Fish and Game. Inexpedient to legislate.

Rep. Bradley moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

Rep. Hayes spoke against the motion.

(discussion ensued)

Rep. Bork spoke in favor of the motion.

(discussion ensued)

Rep. Oleson spoke against the motion.

Rep. Sherman spoke in favor of the motion.

(discussion ensued)

Rep. Robert Dion spoke against the motion.

Motion lost by vv.

Rep. Elmer Johnson requested a division vote.

107 members having voted in the affirmative and 178 members having voted in the negative, the motion to substitute was lost.

Question now being on the resolution as offered by the committee.

Resolution adopted by vv.

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear. Rep. Merrifield for Fish and Game. Ought to pass.

Ordered to third reading by vv.

SB 12

eliminating a closed season on skunk and increasing penalties for taking fur-bearing animals. Rep. Bork for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 44

relative to open season for taking black bear. Rep. Hayes for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "the first Sunday in December" in lines four and eight and inserting in place thereof the words (the last day of the current deer season) so that said section as amended shall read as follows:

1 Change in Open Season. Amend RSA 208:22 (supp) as inserted by 1961, 126:1 and amended by 1963, 311:1 and 1965, 143:2 by striking out the word and figure "December 10" and inserting in place thereof the words (the last day of the current deer season) so that said section as amended shall read as follows: 208:22 Wild Black Bear. Wild black bear, outside of game preserves, may be taken and possessed from one-half hour before sunrise to one-half hour after sunset in all counties of the state from September 1 to the last day of the current deer season inclusive, provided that no bear shall be taken at any time on any island or in any waters or lakes or ponds. Wild black bear may be taken by the aid and use of dogs from Septem-

ber 1 to November 14 inclusive with written permission of the director or his agents. Wild black bear may be taken by the aid and use of dogs, firearms and by bow and arrow of at least forty pound pull provided that no person shall take bear by the aid or use of a jack or artificial light, trap, snare, swivel, pivot or set gun or calibre .22 rimfire firearm unless otherwise herein provided. Any person who kills a wild bear as provided by this section shall report as outlined in section 23 of this chapter. Landowners, or their agents, shall be permitted to set traps for bear doing actual or substantial damage to property. Such trapping shall only be permitted after the director or his agents has been notified of damage and has investigated such complaint. The director or his agents may then issue a special permit for the use of traps. Said permit shall state the location of traps and the dates when trapping shall be allowed. Any traps set as hereinbefore described shall be arranged and set in accordance with RSA 210:15. The carcass of a bear legally taken and reported may be bought and sold. Live bear may not be offered for sale at any time unless by a person permitted so to do by the director. Any person who violates any provision of this section shall be fined not more than five hundred dollars or imprisoned not more than thirty days, or both.

* * *

Rep. Hayes explained the amendment.

Amendment adopted, ordered to a third reading by vv.

HB 258

authorizing the courts to adopt canons of ethics of the American Bar Association. Rep. Gorham for Judiciary. Inexpedient to legislate.

Rep. Gorham spoke in favor of the resolution.

(discussion ensued)

Rep. Pickett moved that the words, ought to pass, be substituted for the words inexpedient to legislate, and spoke in favor of the motion.

Rep. Cobleigh moved that further consideration of HB 258 be indefinitely postponed and spoke in favor of the motion.

Rep. Spitzli spoke in favor of the motion.

Motion adopted by vv.

HB 287

to clarify certain statutes relating to the department of safety. Rep. Palmer for Judiciary. Ought to pass.

Ordered to a third reading by vv.

HB 85

relating to secretarial assistance to state veterans council. Rep. Sawyer for Military and Veterans' Affairs. Ought to pass with amendment.

AMENDMENT

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2 Effective Date. This act shall take effect July 1, 1967.

* * *

Amendment adopted, ordered to a third reading by vv.

HB 220

providing bonus payments for Viet Nam veterans. Rep. Sawyer for Military and Veterans' Affairs. Ought to pass with amendment.

AMENDMENT

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1 Qualification for Bonus. Each person, man or woman, who actively served in the Viet Nam theatre in any capacity as a member of the armed forces of the United States from August 5, 1964 to the date of his application for a bonus hereunder, who is discharged, released or has a certificate of service therefrom under conditions other than dishonorable and who at the time he entered such military service was a bona fide resident of this state, shall be entitled to the benefits provided hereunder.

Amend section 2 of said bill by striking out the word "twenty" in line one and inserting in place thereof the word (fifty) and by striking out the words and figure "by section 1"

and inserting in place thereof the word (hereunder) so that said section as amended shall read as follows:

2 Appropriation. The sum of fifty thousand dollars is hereby appropriated to pay the benefits as provided hereunder. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

* * *

Rep. Welch moved that HB 220 be recommitted to the committee and spoke in favor of the motion.

Rep. Charles Gay spoke in favor of the motion.

Motion adopted by vv.

SB 22

establishing the office of state geologist. Rep. Claffin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend RSA 12-A:4-a as inserted by section 1 of the bill by inserting after the word "development" in line 6 the words (and shall be a member of the faculty of the department of geology of all accredited colleges or universities situated in the state of New Hampshire) so that said section as amended shall read:

12-A:4-a State Geologist; Office Established. Within the division of economic development in the department of resources and economic development there shall be the office of state geologist. Said geologist shall be appointed by the commissioner of resources and economic development and shall be a member of the faculty of the department of geology of any accredited college or university situated in the State of New Hampshire. The salary of said geologist shall be two thousand, four hundred dollars and he shall be entitled to be reimbursed for travel and expenses when engaged in business of his office.

* * *

Amendment adopted and the bill referred to Appropriations under the Rules.

HB 139

relative to renewal of licenses for motor vehicle operators who are members of the armed forces. Rep. McQuade for Transportation. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Motor Vehicle Operation. Amend RSA 261:15 as amended by 1965, 298:1 by striking out said section and inserting in place thereof the following: 261:15 License Expiration; Members of the Armed Forces. Any person who is a member of the armed forces of the United States and who at the time of induction, call to active duty or enlistment into the armed forces for two or more years, was a resident of this state and was a holder of a valid New Hampshire license to operate motor vehicles in this state, is entitled to renewal of such license without cost by application to the division of motor vehicles. Said application must be accompanied by a letter giving date of expiration of active duty, signed by a commissioned officer. Such a person while operating a motor vehicle, shall carry upon his or her person the license issued. The privilege of this section remains in effect for ninety days after the discharge or release of such a person from active duty. Nothing in this section permits a person against whom a revocation or suspension of license is in force, or a person who has been refused a license by the director of the division of motor vehicles, to operate a motor vehicle.

* * *

Amendment adopted and bill ordered to third reading by vv.

SB 37

repealing provisions allowing selectmen to exempt vehicles from displaying lights thereon. Rep. Fuller for Transportation. Ought to pass.

Ordered to third reading by vv.

HB 93

relative to filing report of motor vehicle accident. Rep. Coburn for Transportation. Inexpedient to legislate.

Rep. Bridges moved that HB 93 be made a special order for Thursday, March 9 at 11:01 and spoke in favor of the motion.

(discussion ensued)

Rep. Stephen Smith, Sr. spoke in favor of the motion.

Motion adopted by vv.

RECESS

AFTER RECESS

RECONSIDERATION

Rep. Oleson, having voted with the majority, moved that the House reconsider its vote whereby it adopted the resolution of the committee that HB 231, an act providing for the taking of bear at any time, was inexpedient to legislate, and spoke against the motion.

Motion lost by vv.

SENATE MESSAGE

The Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and HJR sent up from the House of Representatives.

HB 1

to correct certain errors resulting from the changes in the apportionment of representatives and senators.

HB 4

to fix the place of filing declarations of candidacy for member of house of representatives in primary elections.

HB 77

relative to the election of delegates to state party conventions.

HJR 27

providing supplemental appropriation for the supreme court.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and Joint Resolutions:

HB 4

to fix the place of filing declarations of candidacy for members of house of representatives in primary elections.

HB 77

relative to the election of delegates to state party conventions.

HJR 27

providing supplemental appropriation for the supreme court.

Idanelle Moulton
For the committee

* * *

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that all bills be read by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00.

AFTERNOON SESSION

THIRD READINGS

The following House bills were read a third time, passed, and sent to the Senate for concurrence:

HB 282

relating to investments of savings banks in buildings at Hampton Beach and improvements on land subject to U. S. forest service permits.

HB 204

relative to the duration of permit to import bait fish.

HB 285

clarifying revocation and suspension of motor vehicle licenses in certain cases.

HB 197

relative to seals on liquor packages.

HB 289

to increase the debt limit of the New Ipswich school district.

HB 99

relative to the amount of fees to be collected by the register of deeds for Rockingham County.

HB 164

relative to appointment of deputy treasurer for Rockingham county.

HB 210

providing for the salary for the sheriff of Rockingham county.

HB 299

increasing the salary of Cheshire county attorney.

HB 199

relating to public utility service by foreign corporations.

HB 44

relative to open season for taking black bear.

HB 287

to clarify certain statutes relating to the department of safety.

HB 85

relating to secretarial assistance to state veterans council.

HB 139

relative to renewal of licenses for motor vehicle operators who are members of the armed forces.

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 31

relative to bid bonds issued in connection with any public or private contract.

SB 58

providing authority to disregard errors of less than one dollar in payment of income tax.

SB 36

repealing requirements for certificates to county attorney regarding enforcement of dog law.

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear.

SB 12

eliminating a closed season on skunk and increasing penalties for taking furbearing animals.

SB 37

repealing provisions allowing selectmen to exempt vehicles from displaying lights thereon.

* * *

On motion of Rep. Park the House adjourned at 1:31 P.M.

Thursday, March 9

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O God our Father, too often we take thee for granted: we fail to recognize thy likeness among our fellow men. And we offer thee trite, empty phrases and meaningless gestures in hopes that our guilt might disappear.

We ask thee, Lord, to surround us with the brightness of thy glory, that we may see thee as thou art, and know thee as the Son of Man in our midst. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Hackler led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of students from Newton Memorial School, courtesy of Rep. George L. Cheney.

A group of students from Pembroke Academy, courtesy of the Pembroke Delegation.

A group of students from Henniker High School, courtesy of Rep. Maxwell.

Rep. Paul G. Townsend of Baileyville, Maine, member of the Maine Legislature, courtesy of Rep. Collishaw.

Mrs. John L. Ward, President of Profile Federation Republican Women's Club, courtesy of Rep. Van H. Gardner and Rep. Tilton.

LEAVES OF ABSENCE

Rep. Emile Soucy, Rep. Ellms and Rep. Vallee of Goffstown were granted leave of absence for the day on account of important business.

Rep. Edward J. Walsh was granted leave of absence for the day on account of illness.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 419

to establish a department of adult correction. (Rep. Cochrane of Strafford Dist. 4, Stearns of Cheshire Dist. 10, Stratton of Rockingham Dist. 5, and Wallin of Hillsborough Dist. 14 — To Judiciary)

HB 420

to authorize the practice of mechanical dentistry. (Fortier of Coos Dist. 6, Oleson of Coos Dist. 5, Belanger of Hillsborough Dist. 36, Dion of Hillsborough Dist. 29, and Hayes of Carroll Dist. 3 — To Public Health)

HB 421

to prohibit political activity by certain members of the judiciary. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 422

relative to employment of registered architects and engineers of new state buildings. (Fuller of Merrimack Dist. 26 — To Public Works)

HB 423

creating the New Hampshire Standardbred Advisory Commission within the department of agriculture. (Ellms of Grafton Dist. 14, Stearns of Cheshire Dist. 10, and Weilbrenner of Hillsborough Dist. 4 — To Executive Departments and Administration)

HB 424

providing for additional facilities at Franconia Notch State Park. (Stevenson of Grafton Dist. 1, Berringer of Grafton Dist. 2, McGee of Grafton Dist. 3, Gardner of Grafton Dist. 1, and Tilton of Grafton Dist. 1 — To Resources, Recreation and Development)

HB 425

establishing a bureau of family care in the office of the director of the division of mental health. (Smith of Merrimack Dist. 24, and Normandin of Belknap Dist. 9 — To Executive Departments and Administration)

HB 426

to classify the surface waters of Lake Sunapee as Class A water. (Gay of Merrimack Dist. 1, and Sherman of Merrimack Dist. 2 — To Resources, Recreation and Development)

HB 427

providing for hearings on appeals by applicants for and recipients of medical assistance. (Barker of Cheshire Dist. 17, and Scott-Craig of Grafton Dist. 9 — To Executive Departments and Administration)

HB 428

relative to qualifications for the serving of liquor or beverages. (Belanger of Hillsborough Dist. 36, and Dion of Hillsborough Dist. 29 — To Liquor)

COMMITTEE REPORTS

HB 266

relative to disclosure of finance charges. Rep. Bigelow for Banks. Inexpedient to legislate.

Rep. Bednar moved that HB 266 be recommitted to Committee on Banks and spoke in favor of the motion.

Rep. Bigelow spoke in favor of the motion.

Recommitted to Committee on Banks by vv.

HB 155

to provide facilities where observation and study can be made as to whether a person is an inebriate. Rep. Cate for Public Welfare and State Institutions. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Temporary Commitment. Amend paragraph II of RSA 172:13 by striking out the same and inserting in place thereof the following: II. Any justice of the superior court and any justice of a municipal or district court on petition of the executive director may commit to the care and custody of the New Hampshire Hospital for a period of not less than thirty days nor more than three years any person found by the court on hearing to be an inebriate. The superintendent of the New Hampshire Hospital shall be notified of the filing of any such petition by the court having jurisdiction thereof, and he may appear as an interested party. If the presiding justice finds the evidence sufficient to justify finding that the petitionee may be an inebriate, he may, pending the order as to committal, as provided above, commit such petitionee to the New Hampshire Hospital for a period of not more than fourteen days and require him during said period to submit to the superintendent thereof, for observation and study to determine whether in the judgment of the superintendent said petitionee is an inebriate. Said period of observation may be completed in cooperation with the program on alcoholism. At the end of such period the superintendent in cooperation with the executive director shall report his findings to the presiding justice. The findings of the pre-

siding justice on all questions of fact presented by any proceedings brought before him under this paragraph shall be final.

* * *

Amendment adopted, ordered to a third reading by vv.

SPECIAL ORDER

HB 93

Rep. Bridges called for the Special Order on HB 93, relative to filing report of motor vehicle accident.

Rep. Bridges moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Rep. Fortin spoke in favor of the motion.

(Recess)

Rep. Stephen Smith moved that HB 93 be indefinitely postponed and spoke in favor of the motion.

Rep. Carter spoke in favor of the motion.

(discussion ensued)

Rep. Christie moved that HB 93 be recommitted to the Committee on Transportation and spoke in favor of the motion.

Rep. Stephen Smith spoke against the motion.

Reps. Pickett, Capistran, Stevenson, and Robert Dion spoke in favor of the motion.

Rep. Coburn spoke against the motion.

Rep. Stephen Smith spoke a second time against the motion.

Rep. Stratton spoke against the motion.

The question being shall HB 93 be recommitted to the committee on transportation.

The Chair, being in doubt of the vv, requested a division.

170 having voted in the affirmative and 145 having voted in the negative, the motion to recommit carried.

HB 93

was recommitted to Transportation.

RECONSIDERATION**HB 222**

Rep. McMeekin moved that the House reconsider its action whereby it passed HB 222, relative to counting ballots, and spoke in favor of the motion.

Reps. Spitzli, Stevens, Angus and O'Neil spoke in favor of the motion.

Motion adopted by vv.

On motion of Rep. McMeekin HB 222 was recommitted to the Judiciary committee.

REPORT OF JOURNAL COMMITTEE

The Committee on the Journal having examined the journal of Thursday, March 2, 1967 offers the following resolution and recommends its adoption:

Resolved, that the Journal of the House of Thursday, March 2, 1967 be amended in its permanent form by inserting after the words "Resolution adopted by vv" which refer to action on HB 279 taken in morning session and before the caption "Senate Message" the words (Rep. Cobleigh moved that the order of reference of HJR 43 to the committee on Appropriations be vacated and that the resolution be referred to the committee on Claims and Aeronautics.

Motion adopted by vv.) ; and be it further

Resolved, that the Journal of the House of Thursday, March 2, 1967 be amended by inserting after the letters, numbers and words "HB 244 to provide an airway toll on jet fuel." appearing in the record of the afternoon session, and before the motion of Rep. McGee to adjourn from afternoon session the words (Rep. Pickett moved reconsideration of HB 244 and spoke against the motion.

Motion lost by vv.)

Rep. Colburn for the committee.

Resolutions adopted by vv.

SENATE MESSAGE

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 1

to correct certain errors resulting from the changes in the apportionment of representatives and senators.

AMENDMENT

Amend section 4 of the bill by striking out the first three lines and inserting in place thereof the following:

4 Election of County Officers. Amend RSA 64:1-a (supp) as inserted by 1955, 261:2 by striking out in line eight the words "and Monroe" and inserting in place thereof the following: (Monroe and Sugar Hill) and by striking out in lines five and six the word "Livermore" so that said section as amended shall read as follows: 64:1-a

* * *

On motion of Rep. Shirley Clark the House concurred in the amendment.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled joint resolution sent up from the House of Representatives.

HJR 29

in favor of Vera J. Meeker.

INTRODUCTION OF SENATE BILLS

Senate bills and SJR with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 2

relating to state bonds. To Appropriations.

SB 91

relative to investments by domestic life insurance companies. To Insurance.

SB 34

to repeal provisions regarding sale of pressed hay. To Agriculture.

SJR 7

in favor of Albert I. Larivee. To Claims and Aeronautics.

CONCURRENT RESOLUTION NO. 14

Rep. Sheldon Barker offered the following House Concurrent Resolution No. 14:

Whereas, the ever-increasing needs of the State of New Hampshire have required constant expansion of its highway systems; and

Whereas, the State of New Hampshire has always manifested a strong desire to participate in planning programs involving the expansion of its highway system; and

Whereas, it now appears desirable to commence legislative study and investigation of the ways and means of implementing the construction of a major four lane east-west highway traversing the State of New Hampshire and connecting the State of New York with the State of Maine; therefore be it

Resolved, That the joint committees of the House and Senate on Interstate Cooperation are hereby authorized and directed to commence a study to determine the feasibility of the construction of the above-described highway facility; and be it further

Resolved, that the said committee shall file a report of its activities with the General Court not later than May 1, 1967, which report shall include, but not be limited to, layout, financing, project costs, and recommendations for legislation designed to implement the construction of such highway facilities.

* * *

Resolutions were referred to Public Works.

RESOLUTIONS

Rep. Logan offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Glenn Hudson, formed Representative from Grantham, and

Whereas, Representative Hudson served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Representative Hudson, and be it further

Resolved, that a copy of these Resolutions be forwarded to his widow, Mrs. Eva Hudson.

* * *

Resolutions adopted by vv.

On motion of Rep. Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that a bill be read by title only, and that when the House adjourns today it be to meet next Wednesday morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READING**HB 155**

to provide facilities where observation and study can be made as to whether a person is an inebriate, was read a third time, passed, and sent to the Senate for concurrence.

* * *

On motion of Rep. Bridges the House adjourned at 12:57 P.M.

Wednesday, March 15

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Almighty God, thou hast set our feet in a large room. We thank thee that among the blessings of this life we can reckon the demands, the opportunities, and the vision of today. We thank Thee for the invigorating sense that all things are being made new, and that it is given to us to make traditions as well as uphold them. We thank Thee that thou hast counted us worthy to stand in this day of the coming of the Son of Man. Grant, O Lord, that to live in such glorious times may cleanse us from all pettiness, filling us with a gallant and undaunted spirit, that we may be diffusers of life, strengthening all whom we meet . . . wherever we meet them. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Brungot led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Mr. & Mrs. Linwood Kimball and Mr. & Mrs. Fred Harding, courtesy of Rep. Merrill.

Robert H. Muntz, courtesy of Rep. Bridges.

Mr. Chen-Shew Pan, Commissioner of Education, Taiwan Province, Republic of China.

Mr. Han-Chiang Chen, Section Chief, Department of Education, Taiwan Province, Republic of China, Mr. James Cheng, interpreter, assigned to accompany Mr. Pan by the State Department, courtesy of Rep. Kopperl.

Mrs. Norman Liberty of Lisbon, courtesy of Littleton Delegation.

LEAVES OF ABSENCE

Rep. Beard was granted leave of absence for the week on account of illness.

Rep. Manchester was granted indefinite leave of absence on account of illness.

Rep. Stephen Smith was granted leave of absence for the week on account of illness.

Rep. Burnham was granted leave of absence for the week on account of important business.

Rep. Helen Barker was granted leave of absence for the day to attend a funeral.

Reps. Ellms, Pryor and Vallee were granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 429

to require the closing of Kancamagus Highway from November 1 to May 1. (O'Hara of Coos Dist. 5, and Desilets of Coos Dist. 7 — To Public Works)

HB 430

to exempt certain trusts from the rule against perpetuities. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 431

to regulate professional bondsmen. (Sayer of Rockingham Dist. 7 — To Judiciary)

HB 432

providing that all school districts receive the same school building aid. (Bradley of Grafton Dist. 19, Manning of Coos Dist. 2, and Schwaner of Rockingham Dist. 9 — To Education)

HB 433

relative to the regulation and control of the conduct of business within the state by certain non-resident corporations not authorized to conduct the business of insurance within this state. (Gordon of Hillsborough Dist. 27 — To Insurance)

HB 434

establishing the firefighters' collective bargaining law. (Angus of Sullivan Dist. 4 — To Labor)

HB 435

increasing Unemployment Compensation benefits. (Angus of Sullivan Dist. 4, and Cobleigh of Hillsborough Dist. 15, and Corriveau of Strafford Dist. 15 — To Labor)

HJR 51

to protect a portion of Androscoggin River. (Thurston of Coos Dist. 10, and Newell of Merrimack Dist. 26 — To Resources, Recreation and Development)

HJR 52

to establish an interim committee to study uniform traffic ordinances for municipalities and regulation of so-called snow traveling vehicles. (Kopperl of Merrimack Dist. 12 — To Transportation)

COMMITTEE REPORTS**HJR 45**

establishing the New Hampshire commission for professional nursing. Rep. Ferguson for Appropriations. Ought to pass.

Ordered to third reading by vv.

SJR 2

appropriating funds for a special promotional program relative to Expo'67. Rep. Hartigan for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend Senate Joint Resolution 2 by striking out all after the resolving clause and inserting in place thereof the following:

That the following sums are hereby appropriated to be expended by the division of economic development of the department of resources and economic development for a special promotional program to benefit the economy of New Hampshire as much as possible in connection with the world fair in Montreal known as Expo '67. Three thousand dollars for establishing, staffing and operating an office in Montreal to

continue no later than June 30, 1967 no part of which sum may be transferred to or used for any other purpose. Thirty-five thousand dollars, eighteen thousand of which may be expended only in the Province of Quebec, for the general purposes of this resolution including but not being limited to expenditures for: Preparing, reproducing and distributing or participating in any special promotional literature, signs, films, displays or promotions the division may deem advisable; personal services, including guides for the U. S. Pavilion, and travel whether in-state or out of state; planning and executing a special New Hampshire day at Expo '67; and cooperating with other states, agencies or persons whether public or private for the general purposes of this resolution. The governor is authorized to draw his warrant for the sums hereby appropriated or so much as is necessary from any money in the treasury not otherwise appropriated, provided however that any balance remaining of said sums not expended or unencumbered by November 1, 1967 shall then lapse.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HB 325

relative to the use of funds of credit unions. Rep. Stevens for Banks. Ought to pass.

Ordered to third reading by vv.

HB 140

relative to La Caisse Populaire Ste. Marie or St. Mary's Bank. Rep. Reddy for Banks. Ought to pass with amendment.

AMENDMENT

Amend paragraph III of section 13, chapter 303, Laws of 1909 as inserted by section 11 of the bill by striking out the words "or provided that copies of the notice and proposed amendment shall have been posted in two public places within the town or city in which the office of the union is located" in lines 5, 6 and 7, so that said paragraph as amended shall read as follows:

III. Amendment. At any annual meeting, or special meeting, called for the purpose, the members of the union may

amend the by-laws, by a three-fourths vote of the members entitled to vote; provided that a copy of the proposed amendment shall have been sent to each member with the notice of the meeting at least twenty-one days prior to the day of the meeting.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HJR 18

in favor of Crop Protection Institute, Inc. Rep. MacFarlane for Claims and Aeronautics. Ought to pass with amendment.

AMENDMENT

Amend the joint resolution by striking out all after the word "appropriated" in the fifth line and inserting in place thereof the words, (shall be a charge upon the highway funds and is a full and final payment of said claim. Payment for said sum shall be withheld until such time as the state shall receive a release from further financial responsibility for said boiler and water system,) so that the resolution as amended shall read as follows:

That the sum of one thousand two hundred and forty-nine dollars and four cents is hereby appropriated to reimburse Crop Protection Institute, Inc. for damages to its boiler and heating system caused by salt from winter maintenance of a state highway, to wit: Route 155 in Lee, New Hampshire. The sum hereby appropriated shall be a charge upon the highway funds and is a full and final payment of said claim. Payment for said sum shall be withheld until such time as the state shall receive a release from further financial responsibility for said boiler and water system.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HJR 30

providing reimbursement to Marguerite Hastings for expenses incurred as a staff member of the board of nursing educa-

tion and nurse registration. Rep. Rufo for Claims and Aeronautics. Ought to pass.

Ordered to third reading by vv.

HJR 36

in favor of Florence Glee Kelley. Rep. Rufo for Claims and Aeronautics. Inexpedient to legislate.

Resolution adopted by vv.

HJR 40

in favor of Harry L. Hurlbert. Rep. Rufo for Claims and Aeronautics. Ought to pass.

Resolution ordered to third reading by vv.

HB 246

making appropriation for airport terminal buildings.

Referred to Appropriations under the Rules.

HB 101

establishing the position of educational consultant, industrial arts, within the state department of education. Rep. Berry for Education. Majority: Inexpedient to legislate.

Minority of the committee, Reps. Archie D. McEachern, and Murphy: Ought to pass.

Reports accepted.

Rep. Murphy moved that the words, Ought to pass be substituted for the words, Inexpedient to legislate and spoke in favor of the motion.

Reps. Cate, Kenneth L. Sherman, O'Neil, Guild and Sheldon Barker spoke in favor of the motion.

Motion adopted and the bill referred to Appropriations under the Rules.

HB 194

relative to nonresident students of the University of New Hampshire. Rep. Berry for Education. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the word "twenty" in lines two and five and inserting in place thereof

the word (twenty-five) so that said section as amended shall read as follows:

1 Nonresident Students. Amend RSA 187:29 by striking out the word "fifteen" in line three and inserting in its place the word (twenty-five) so that said section as amended shall read as follows: 187:29 Percentages. The number of students enrolled in the University of New Hampshire from residences outside the state in any year shall not exceed twenty-five per cent of the maximum capacity for regular undergraduate students at the university as determined by the board of trustees.

Further amend the bill by striking out section 2, 3 and 4 and inserting in place thereof the following:

2 Effective Date. This act shall take effect September 1, 1967.

* * *

At the request of Rep. Cares, Rep. O'Neil explained the bill.

Amendment adopted and the bill ordered to a third reading.

HB 345

relative to the limitation on capital reserve fund appropriations of Plymouth school district. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

HB 230

for the establishment of the position of poet laureate of this state. Rep. George B. Roberts for Ex. Dept. and Adm. Ought to pass.

Rep. Shirley Clark explained the bill.

Rep. Stafford read a letter from William C. Morrison.

(discussion ensued)

Rep. Shirley Clark further explained the bill.

Ordered to a third reading by vv.

Rep. Stafford wished to be recorded as voting in favor of the bill.

HB 263

relating to gifts of personal property to the state was withdrawn by the committee.

HB 290

establishing the position of executive director of the historical commission and making appropriations for the commission. Rep. Roberts, Jr. for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

SB 11

prohibiting certain electioneering on election day, Rep. Brungot for Judiciary. Inexpedient to legislate.

Rep. Capistran moved that the words, Ought to pass, be substituted for the words, Inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Rep. Bradley spoke in favor of the motion.

Reps. Frizzell, Healy, Bridges, Spitzli, Winkley, Brungot and McMeekin spoke against the motion.

Motion lost by vv and resolution of the committee adopted.

SB 69

relative to transfers from the district courts to the supreme court. Rep. Brungot for Judiciary. Ought to pass.

Ordered to a third reading by vv.

SB 48

extending veterans' tax exemption to veterans of the Viet Nam conflict. Rep. Sawyer for Military and Veterans' Affairs. Ought to pass.

Reps. Bednar and Charles Gay spoke in favor of the bill.

Ordered to third reading by vv.

HB 22

to authorize nursing car at the Soldiers' Home. Rep. Sawyer for Military and Veterans' Affairs. Ought to pass.

Ordered to third reading by vv.

HB 312

relative to ballots under the unofficial ballot system. Rep. Hackler for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 156

to permit municipalities to accept grants of federal and state aid for capital projects and to borrow money in anticipation of the receipt of such grants.

AMENDMENT

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to permit municipalities to accept grants of federal or state aid or both for capital projects and to borrow money in anticipation of the receipt of such grants.

Amend said bill by striking out sections 1 and 2 and inserting in place thereof the following:

1 Debt Limit. Amend the definition of net indebtedness in RSA 33:1 (supp) as amended by 1955, 329:3; 1957, 142:3; and 1961, 120:1 by inserting after the words "notes issued according to law" in line three the words (or notes issued in anticipation of grants of federal or state aid or both) so that said definition as amended shall read as follows: "Net Indebtedness," all outstanding and authorized indebtedness, heretofore or hereafter incurred by a municipality, exclusive of unmatured tax anticipation notes issued according to law, or notes issued in anticipation of grants of federal or state aid or both, debts incurred for supplying the inhabitants with water or for the construction, enlargement, improvement or maintenance of water works, debts incurred to finance the cost of sewerage systems or enlargements or improvements thereof, or sewage or waste disposal works when the cost thereof is to be financed by sewer rents or sewer assessment, debt incurred pursuant to RSA 31:10,

debts incurred outside the statutory debt limit of the municipality under any general law or special act heretofore or hereafter enacted (unless otherwise provided in such legislation), and sinking funds and cash applicable solely to the payment of the principal of debts incurred within the debt limit.

2 Borrowing. Amend RSA 33 by inserting after section 7-a (supp) as inserted by 1957, 89:1, and as amended by 1963, 151:2 and 1965, 322:1, the following new section: 33:7-b Anticipation of Federal or State Aid. A municipality may contract for or accept grants of federal or state aid or both in connection with any project for which the municipality may incur indebtedness under section 3 of this chapter; and, after their receipt, such grants shall be expended according to the terms under which they are received or used to pay indebtedness incurred under this section. Any municipality which has contracted for or accepted an offer of a grant of federal or state aid or both may incur indebtedness in anticipation of the receipt of such aid by issuing its note or notes payable not more than two years from their dates, except that notes issued for a shorter period than two years may be funded and refunded from time to time by the issue of other notes which shall be payable no later than two years after the date of issue of the original note or notes creating the indebtedness being funded or refunded. In the case of a city the authority to contract for or accept grants of federal or state aid or both shall be given by a resolution passed in the manner provided in section 9 of this chapter, and in the case of a town, school district or village district the authority shall be given by a vote of two-thirds of all the voters present and voting at an annual or special meeting of such corporation; and the giving of such authority shall be sufficient to authorize the appropriate officers as specified in sections 8 and 9 of this chapter to issue notes as provided in this section without further proceedings by the municipality. Nothing contained in this section shall be construed to authorize the appropriation of any money in a manner which is inconsistent with laws relating to appropriations of money by municipalities.

* * *

On motion of Rep. Morrill reading of the amendment was dispensed with.

On motion of Rep. Morrill the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 19

relative to distribution of primary ballots.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Primary Election Ballots, Amend RSA 56:32 (supp) as amended by 1963, 76:1 by striking out said section and inserting in place thereof the following: 56:32 Number. Not later than six days before a primary the secretary of state shall furnish to the clerk of each town and ward ballots for each political party as follows: For each fifty and fraction of fifty voters of each party, as he may determine from the number of voters of the respective party on the checklist as used at the last preceding primary election, sixty ballots of said party, except that when any party has less than ten voters on said checklist he shall furnish twenty-five ballots.

* * *

On motion of Rep. Shirley Clark the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives.

HB 52

relative to the season for taking raccoons.

HB 98

to limit the size of hunting parties.

HB 18

relative to conflicting rules and regulations between state and local agencies.

SENATE MESSAGE AND INTRODUCTION OF SENATE BILL

A SB with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SB 74

increasing the salaries of classified state employees. To Executive Departments and Administration.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, House Joint Resolutions and Senate Bills:

HB 1

to correct certain errors resulting from the changes in the apportionment of representatives and senators.

HB 18

relative to conflicting rules and regulations between state and local agencies.

HB 52

relative to the season for taking raccoons.

HB 98

to limit the size of hunting parties.

HJR 29

in favor of Vera J. Meeker.

SB 12

eliminating a closed season on skunk and increasing penalties for taking fur-bearing animals.

SB 31

relative to bid bonds issued in connection with any public or private contracts.

SB 36

repealing requirements for certificates to county attorney regarding enforcement of dog law.

SB 37

repealing provisions allowing selectmen to exempt vehicles from displaying lights thereon.

SB 58

providing authority to disregard errors of less than one dollar in payment of income tax.

Roxie H. Forbes for the committee.

**FURTHER SENATE MESSAGE
SENATE CONCURRENT RESOLUTION NO. 3**

The Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

Whereas we have learned with sorrow of the passing of Stephen M. Wheeler, former Representative, and

Whereas, Mr. Wheeler was a veteran of World War I, had also served as Attorney General, Chief Justice of the Superior Court and elevated to the Supreme Court, and

Whereas, he served faithfully and impartially in performing his judicial duties in all branches of his endeavors, now, therefore be it

Resolved, that we the members of the General Court, pay tribute to our former associate for his services to his town, county, state and country and express our deep sympathy to the family in their bereavement, and be it further

Resolved, that a copy of this Resolution be sent to his widow, Marian Taylor Wheeler.

* * *

On motion of Rep. Stevenson the House concurred in the Senate Concurrent Resolution No. 3.

ANNOUNCEMENT

George Frazer of Munroe retired yesterday as town treasurer after serving 52 years in the post.

* * *

Because of certain important legislative matters to be considered after today's adjournment the scheduled meeting of the National Society of State Legislators has been postponed until a future date.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that bills be read by title only, Resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

The following House Bills and House Joint Resolutions were read a third time, passed, and sent to the Senate for concurrence:

HJR 45

establishing the New Hampshire commission for professional nursing.

HB 325

relative to the use of funds of credit unions.

HB 140

relating to LaCaisse Populaire Ste. Marie or St. Mary's Bank.

HJR 18

in favor of Crop Protection Institute, Inc.

HJR 30

providing reimbursement to Marguerite Hastings for expenses incurred as a staff member of the board of nursing education and nurse registration.

HJR 40

in favor of Harry L. Hurlbert.

HB 194

relative to nonresident students of the University of New Hampshire.

HB 345

relative to the limitation on capital reserve fund appropriations of Plymouth school district.

HB 230

for the establishment of the position of poet laureate of this state.

HB 22

to authorize nursing care at the Soldiers' Home.

HB 312

relative to ballots under the unofficial ballot system.

The following SJR was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

SJR 2

appropriating funds for a special promotional program relative to Expo '67.

The following Senate Bills were read a third time, passed and sent to the Secretary of State to be engrossed.

SB 69

relative to transfers from the district courts to the supreme court.

SB 48

extending veterans' tax exemption to veterans of the Viet Nam conflict.

* * *

On motion of Rep. Spollett the House adjourned at 12:57 P.M.

Thursday, March 16

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Lord, we thank thee for all the wisdom of the past; for the courageous work of public servants who have prized truth above all things; for the discipline of clear thinking, and the dissipation of confusion and prejudice. Teach us, we pray thee, to care more for truth than for political systems, or skill in public debate. Grant us the grace and patience to hold open those questions which our political philosophies cannot answer. We ask this in the name of Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Stearns led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Tenants of the John F. Kennedy Apartment Building, Miss Anna LaRochelle, Mrs. Josephine Greenwood, Mrs. Ada Perkins, Mrs. Mary Putney, Mrs. Agnes Brodeur, Mrs. Alice Crosby, Mrs. Ruth Chamberlin, Mrs. Ada B. Geers, Mrs. Mae Giddis, Mrs. Cora Sullivan, Mrs. Marguerite Scannell, Miss Marcia Madison, Mrs. Adeline Conley, Mrs. Mildred Harris, Mr. George S. Harris and Mrs. Harriet Berry, courtesy of Reps. Cheney, Call and Dame.

William G. Barrett of Keene and Katherine Mills of Groveton, Representatives to the 5th annual William Randolph Hearst U. S. Senate Youth Program held in Washington, D. C. Both are presidents of their Student Councils and winners of state-wide competition. Courtesy of Rep. Churchill.

The 9th and 10th grades from Tilton-Northfield High School, courtesy of Rep. Doris Thompson.

LEAVES OF ABSENCE

Rep. Schwaner was granted leave of absence for the day on account of important business.

Rep. Mackenzie was granted leave of absence for today and Friday on account of important business.

QUALIFIED

Wilbur H. Crossland, having appeared before the Governor and been sworn in as a Representative, took his seat in the House.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 436

relative to the taking of deer. (Rep. Warren of Hillsborough Dist. 10 — To Fish and Game)

HB 437

to increase the registration fees of architects. (Rules Committee for Rep. Belcourt of Hillsborough Dist. 16 — To Executive Departments and Administration)

HB 438

providing for the acquisition of water rights and dam at Sewalls Falls in Concord. (York of Merrimack Dist. 20 — To Resources, Recreation and Development)

HB 439

extending the open season for pheasants. (Maynard of Rockingham Dist. 24 — To Fish and Game)

HB 440

authorizing the sweepstakes commission to conduct public drawings associated with horse races held before or after the drawings, within or without the state of New Hampshire. (Pickett of Cheshire Dist. 17 — To Executive Departments and Administration)

HB 441

to extend the time for expanding the state park system. (Pickett of Cheshire Dist. 17 — To Appropriations)

HB 442

to reclassify certain sections of Bear Rock Road in the town of Stewartstown. (Noyes of Coos Dist. 1 — To Public Works)

HB 443

to remove residence requirements for appointment of

sales agents in state liquor stores. (Christie of Hillsborough Dist. 12 — To Liquor Laws)

HB 444

to provide workmen's compensation for members of national guard injured while on federal duty. (Tasoulas of Cheshire Dist. 13, Call of Merrimack Dist. 23, and Lemire of Coos Dist. 8 — To Labor)

HB 445

to provide that military leave for state employees need not be on consecutive calendar days. (Tasoulas of Cheshire Dist. 13, Call of Merrimack Dist. 23, and Lemire of Coos Dist. 8 — To Executive Departments and Administration)

HB 446

to establish a state liquor store in the town of Merrimack. (Cox of Hillsborough Dist. 25, and Wright of Hillsborough Dist. 25 — To Liquor Laws)

HB 447

providing an agent of the commission of pharmacy and practical chemistry. (Stafford of Belknap Dist. 12 — To Public Health)

HB 448

relating to motor vehicles carrying property for hire. (Graf of Hillsborough Dist. 26 — To Executive Departments and Administration)

HJR 53

providing reimbursement to the Greenfield school district for payment of the tuition of two residents of the Laconia state school. (Davis of Hillsborough Dist. 6 — To Claims and Aeronautics)

COMMITTEE REPORTS

HB 147

to improve the administration of the unemployment compensation law, Rep. Ratoff for Executive Departments and Administration. Majority, Inexpedient to legislate. Minority, Ought to pass. Reps. Rossley, Morse, and Gagnon.

Reports accepted.

Rep. Shirley Clark spoke in favor of the majority report.

Rep. Morse moved that the report of the minority, ought to pass, be substituted for the report of the majority, Inexpedient to legislate, and spoke in favor of the motion.

(Discussion ensued)

Rep. Ratoff moved that HB 147 be indefinitely postponed and spoke in favor of the motion.

Reps. Raiche, Bednar, and Capistran spoke against the motion.

(Discussion ensued)

Reps. Maurice Bouchard, Corriveau, Belanger and Paul Brown spoke in favor of the motion.

Rep. Pickett moved that HB 147 be recommitted to the committee on Executive Departments and Administration.

(Discussion ensued)

Reps. Shirley Clark and Cobleigh spoke against the motion.

(Discussion ensued)

Rep. George Roberts demanded the Yeas and Nays, seconded by Rep. Ellms.

ROLL CALL

Yeas — 131

BELKNAP COUNTY: Normandin.

CARROLL COUNTY: None.

CHESHIRE COUNTY: McGinness, Keating, Webster, Saunders, Pickett.

COOS COUNTY: Bushey, Hunt, Manning, A. George, O'Hara, Oleson, Dubey, Fortier, Sullivan, Desilets, Sheridan, Gagnon.

GRAFTON COUNTY: McGee, Scott-Craig, Putnam, Duhaime, Roger M., Dulac, Lucina A., Morse.

HILLSBOROUGH COUNTY: Ackerson, Barrett, Dion, Leo L., Duhaime, Armand L., Pratt, Cullity, McDermott, Welch, John L., Manning, Thomas E., Walsh, Edward J., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, LaFrance, LeClerc, Mar-

tel, Albina S., Bernier, Blanchard, Champagne, Chevrette, Delisle, Raiche, Derome, Walsh, Michael P., Bergeron, Grady, Edward J., Sweeney, James A., Hurley, Capistran, Levasseur, Nalette, Allard, Daniel, Lambert, Rousseau, Soucy, Charles A., Burke, Grady, Emmett J., McGrail, Barnard, Bartlett, Weilbrenner, Fortin, Wallin, Belcourt, LaPlante, Lesage, Drabnowicz, Mason, Reynolds, Desmarais, Marquis, Poliquin, Charnard, Dionne, John B., Sweeney, Edmund P., Boisvert, Levesque, Dion, Robert A., Dubois, Lavallee, Bissonnette, Latour, Migneault, Bednar, Gallagher, Keenan, Cares, Cox.

MERRIMACK COUNTY: Gilman, Kenney, LaRoche, York, Edward H.

ROCKINGHAM COUNTY: Sewall, Twardus, Ciborowski, Keefe, Maynard, McEachern, Archie D., Sadler, McEachern, Joseph A., Gerber, Ingraham, Bowlen, Rossley.

STRAFFORD COUNTY: Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Hartigan, Winkley, Rubins, Beaudoin, Blanchette, Nelson.

SULLIVAN COUNTY: Gaffney, Prudhomme, Barrows, Burrows, D'Amante, Cummings, Maurice H., Downing.

Nays — 240

BELKNAP COUNTY: Allan, Stuart B., Piper, Joslyn, Randall, Guild, Watson, Roberts, George B., Chamberlain, Kenneth W., Sr., Deblois, McCarthy, Head, Prescott, Dulac, Lucien R., O'Shan, Foster.

CARROLL COUNTY: Howard, Davis, Esther M., Farrington, Roberts, Milburn F., Hayes, Remick, Davis, Dorothy W., Hickey, Chamberlain, Leslie M., Claflin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Forbes, Trowbridge, Yardley, Austin, Bussiere, Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Dunham, Hackler, MacFarlane, O'Neil, Tasoulas, Pollock, Gutterson, Heald, Cleon E., MacKenzie, Smith, Robert A., Barker, Sheldon L., Moran.

COOS COUNTY: Huggins, Marsh, Noyes, Drake, Sherman, Lloyd G., Taylor, Brungot, Bouchard, Arthur A., Parent, Thurston, Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, Foss, Frazer, Bennett, Phil A., McMeekin, An-

derson, Fayne E., Park, Cone, Smith, Manson B., Merrill, Whipple, Ellms, Plumer, Pryor, Bell, Bradley.

HILLSBOROUGH COUNTY: Wiggin, Ainley, Gordon, Charles F., Lang, Milne, Pettigrew, Soucy, Emile J., Gardner, William J., Mahony, Montplaisir, Bruton, Corey, Belanger, Normand, Edwards, Eaton, Sterling, Sawyer, Knight, Vallee, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Karnis, Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Ferguson, Bragdon, Christie, Bridges, Brocklebank, Bouchard, Maurice L., Barker, Helen A., Cobleigh, Keeney, Wright, John W., Jr., Graf, Loxton.

MERRIMACK COUNTY: Gay, Paul B., Sherman, Kenneth L., Bigelow, Maxwell, Gile, Reddy, Hanson, Enright, Gamache, Gordon, George E., Kersting, Stevens, Buatti, Mousseau, Kopperl, Thompson, Doris L., Kelley, Greeley, Mattice, Bork, Thompson, Arthur E., Cate, Davis, Alice, Henry, Call, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Andersen, Chris K., Howland, Peaslee, Sanders, Babineau, Fuller, Newell, Roby, Welch, Donald J., Rufo.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Stratton, Tarbell, Barron, Gelt, Morrill, Morrison, Sayer, Clark, Ernest D., White, George W., Sr., Palmer, Spollett, Cummings, Everett, Underwood, Goodrich, Hoar, Barker, Nelson E., Collishaw, Eastman, Ferron, Junkins, Varrill, Hamel, Crossland, Cheney, George L., Barnes, Casassa, Ratoff, Shindledecker, Leavitt, Greene, McDonough, Weeks, Quirk, Dame, C. Cecil, Osborn, Jameson, White, Julia H.

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Clark, Shirley M., Cochrane, Rolfe, Vickery, Johnson, Harry S., Balomenos, Corriveau, Leighton, Bernard, Mudgett, Murphy, Colbath, McQuade, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Logan, Mackintosh, Angus, Campbell, Nahil, Spaulding, Saggiotes, Wright, Herbert H., Frizzell, Galbraith, Merrifield, Williamson.

and the motion to recommit was lost.

* * *

The question now being shall HB 147 be indefinitely postponed.

Rep. Capistran demanded the Yeas and Nays, seconded by Rep. Leo Dion.

ROLL CALL

Yeas — 249

HILLSBOROUGH COUNTY: Edwards, Eaton, Sterling, Sawyer, Knight, Vallee, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Karnis, Heald, Philip C., Jr., Warren, Carter, Colburn, Roscoe N., Ferguson, Bragdon, Christie, Bridges, Brocklebank, Bouchard, Maurice L., Barker, Helen A., Cobleigh, Poliquin, Lavallee, Keeney, Wright, John W., Jr., Graf, Loxton, Wiggin, Ainley, Gordon, Charles F., Lang, Milne, Pettigrew, Soucy, Emile J., Gardner, William J., Mahony, Montplaisir, Bruton, Corey, Belanger, Normand, Daniel, Lambert.

MERRIMACK COUNTY: Gay, Paul B., Sherman, Kenneth L., Bigelow, Maxwell, Gile, Reddy, Hanson, Enright, Gamache, Gordon, George E., Kersting, Stevens, Buatti, Mousseau, Kopperl, Thompson, Doris L., Kelley, Greeley, Mattice, Bork, Thompson, Arthur E., Cate, Davis, Alice, Henry, Call, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Andersen, Chris K., Howland, Peaslee, Sanders, Babineau, Fuller, Newell, Roby, Welch, Donald J., Rufo.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Stratton, Tarbell, Barron, Gelt, Morrill, Morrison, Sayer, Clark, Ernest D., White, George W., Sr., Palmer, Spollett, Cummings, Everett, Underwood, Goodrich, Hoar, Barker, Nelson E., Collishaw, Eastman, Ferron, Junkins, Varrill, Hamel, Crossland, Cheney, George L., Barnes, Casassa, Ratoff, Shindledecker, Leavitt, Ciborowski, Greene, McDonough, Weeks, Quirk, Dame, C. Cecil, Osborn, Jameson, White, Julia H.

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Clark, Shirley M., Cochrane, Rolfe, Rubins, Vickery, Beaudoin, Johnson, Harry S., Balomenos, Corriveau, Leighton, Bernard, Mudgett, Murphy, Colbath, McQuade, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Logan, Mackintosh, Gaffney, Prudhomme, Angus, Campbell, Nahil, Spaulding, Barrows, Saggiotes, Wright, Herbert H., Frizzell, Galbraith, Merrifield, Williamson.

BELKNAP COUNTY: Allan, Stuart B., Piper, Joslyn, Randall, Guild, Watson, Roberts, George B., Chamberlain, Kenneth W., Sr., McCarthy, Head, Prescott, Dulac, Lucien R., O'Shan, Foster.

CARROLL COUNTY: Howard, Davis, Esther M., Farrington, Roberts, Milburn F., Hayes, Remick, Davis, Dorothy W., Hickey, Chamberlain, Leslie M., Claflin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Forbes, Trowbridge, Yardley, Austin, Bussiere, Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Dunham, Hackler, MacFarlane, O'Neil, Tasoulas, Pollock, Gutterson, Heald, Cleon E., Smith, Robert A., Barker, Sheldon L., Moran.

COOS COUNTY: Huggins, Marsh, Noyes, Drake, Sherman, Lloyd G., Taylor, Brungot, Bouchard, Arthur A., Parent, Thurston, Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, Foss, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Cone, Smith, Manson B., Dulac, Lucina A., Merrill, Whipple, Ellms, Plumer, Pryor, Bell, Bradley.

Nays — 119

HILLSBOROUGH COUNTY: Barnard, Bartlett, Weilbrenner, Fortin, Wallin, Belcourt, Laplante, Lesage, Drabinowicz, Mason, Reynolds, Desmarais, Marquis, Chamard, Dionne, John B., Boisvert, Levesque, Dion, Robert A., Dubois, Bissonnette, Latour, Migneault, Bednar, Gallagher, Keenan, Cares, Cox, Ackerson, Barrett, Dion, Leo L., Pratt, Cullity, McDermott, Welch, John L., Manning, Thomas E., Walsh, Edward J., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, LaFrance, LeClerc, Martel, Albina S., Bernier, Blanchard, Champagne, Chevette, Delisle, Raiche, Derome, Walsh, Michael P., Bergeron, Grady, Edward J., Sweeney, James A., Hurley, Capistran, Levasseur, Nalette, Allard, Rousseau, Soucy, Charles A., Burke, Grady, Emmett J., McGrail.

MERRIMACK COUNTY: Gilman, Kenney, Laroche, York, Edward H.

ROCKINGHAM COUNTY: Sewall, Twardus, Keefe, Maynard, McEachern, Archie D., Sadler, McEachern, Joseph A., Gerber, Ingraham, Bowlen, Rossley.

STRAFFORD COUNTY: Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Hartigan, Winkley, Blanchette, Nelson.

SULLIVAN COUNTY: Burrows, D'Amante, Cummings, Maurice H., Downing.

BELKNAP COUNTY: Deblois, Normandin.

CARROLL COUNTY: None.

CHESHIRE COUNTY: McGinness, Keating, Webster, Saunders, Pickett.

COOS COUNTY: Bushey, Hunt, Manning, A. George, O'Hara, Oleson, Dubey, Fortier, Sullivan, Desilets, Sheridan, Gagnon.

GRAFTON COUNTY: McGee, Scott-Craig, Putnam, Duhaime, Roger M., Morse.

and the motion to indefinitely postpone prevailed.

RECESS

AFTER RECESS

COMMITTEE REPORTS CONTINUED

HB 12

relative to traffic in motor vehicles with changed identification numbers and reports of unclaimed motor vehicles. Rep. Capistran for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend RSA 260:7-a as inserted by section 1 of the bill by inserting after the word "both" in line 6 the words (provided, however, if upon discovery by any person that an identification number has been removed, defaced, obliterated or changed, he shall report the same to the nearest police station and shall not be charged with a violation of this section) so that said section as amended shall read as follows: 260:7-a Changed or Removed. Any person who buys, receives, possesses, sells or disposes of a motor vehicle or an engine for a motor vehicle, knowing that an identification number of said motor vehicle or engine has been removed, defaced, obliterated, or changed shall be fined not more than one hundred dollars or imprisoned

not more than six months, or both; provided, however, if upon discovery by any person that an identification number has been removed, defaced, obliterated, or changed, he shall report the same to the nearest police station and shall not be charged with a violation of this section.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HB 135

to make it unlawful to use telephone facilities to tie up emergency telephones. Rep. Bingham for Judiciary. Inexpedient to legislate, covered by other legislation.

Resolution adopted by vv.

HB 242

relative to associations for rural electrification. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 326

establishing a commission to recommend a codification of the criminal laws. Rep. Sayer for Judiciary. Ought to pass.

Referred to Appropriations under the Rules.

HB 332

to change the period of limitation of prosecutions of certain offenses. Rep. Capistran for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Requirement of Prosecution Within One Year Extended. Amend RSA 603:1 by striking out in line two the word "one" and inserting in place thereof the word (five), by inserting after the word "other" in line 4 the word (prosecutions) and by inserting after the word "shall" in line 5 the word (commenced), so that said section as amended shall read as follows: 603:1 Periods of Limitation. Indictments and prosecutions for offenses punishable by fine not exceeding five hundred dollars, or by imprisonment not exceeding six months, shall be found

or begun within one year, and all other prosecutions, informations and indictments, except for treason, murder, rape, arson, robbery or burglary, shall be commenced, filed or found within six years after the offense is committed; but the time during which the party charged was not usually and publicly resident within this state shall not be reckoned as part of the time aforesaid.

* * *

Amendment adopted and the bill ordered to third reading by vv.

SB 64

to change the name of the Bar Association of the State of New Hampshire. Rep. Palmer for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 340

to make it unlawful to use telephone facilities to abuse or annoy others. Rep. Bingham for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend subparagraph (c) of RSA 572:38-b as inserted by section 1 of the bill by striking out the word "filthy" in line 2 so that said subparagraph as amended shall read as follows:

(c) To make any comment, request, suggestion, or proposal which is obscene, lewd, lascivious, or indecent to another person;

* * *

Amendment adopted and the bill ordered to a third reading by vv.

HB 310

governing veterinary medical service corporations and animal hospital service corporations. Rep. Noyes for Public Health. Inexpedient to legislate.

Resolution adopted by vv.

HB 315

providing for an annual permit for registration of nurses. Rep. Noyes for Public Health. Ought to pass.

Ordered to a third reading by vv.

HB 343

increasing the personal allowances for certain welfare recipients. Rep. Babineau for Public Welfare and State Institutions. Ought to pass.

At the request of Rep. Trowbridge Rep. Cleon Heald explained the bill.

Referred to Appropriations under the Rules.

HB 138

providing for the protection of the surface waters of the state by preventing the deposit therein of rubbish and waste. Rep. Claflin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend subparagraph (b) of paragraph VI of RSA 149:8 as inserted by section 1 of the bill by striking out said subparagraph and inserting in place thereof the following:

(b) For any violation of this paragraph any authorized member or agent of the commission shall order the immediate removal of material involved in the violation, by the person responsible for the material in question.

Further amend said paragraph VI by striking out subparagraphs (c) and (d) and inserting in place thereof the following:

(c) If the person or persons responsible for a violation of subparagraph (a) above, refuses or fails to obey the order of any authorized member or agent of the commission, said commission or authorized member or agent may contract for the removal of the material in question and the cost of the removal shall be recoverable by the state in an action of debt brought by the attorney general in the name of the state.

(d) Any person responsible for a violation of subparagraph (a) above shall be subject to a fine of not less than twenty-five or more than one hundred dollars.

Amendment adopted and the bill ordered to a third reading by vv.

SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 56

increasing fees for lobster licenses.

AMENDMENT

Amend section 3 of the bill by striking out the same and inserting in place thereof the following:

3 Wholesale Dealers. Amend paragraph IV of RSA 211:39 by striking out said paragraph and inserting in place thereof the following: IV. Fees. The following fees shall be collected for licenses issued under the provisions of paragraph III: To a resident, for a wholesale dealer's license, thirty-five dollars, and for each license for an additional facility, ten dollars; to a non-resident, for a wholesale dealer's license, one hundred dollars, and for each license for an additional facility, twenty dollars.

* * *

Rep. Drew moved that the House nonconcur and ask for a committee of conference. Motion adopted by vv.

Chair appointed as members of such committee on the part of the House:

Reps. Maynard, Tuttle and Greene.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 127

increasing per diem pay for jurors.

AMENDMENT

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Rep. Ciborowski moved that the House non-concur and asked for a committee of conference.

Rep. Pickett spoke in favor of the motion.

Rep. Graf spoke against the motion.

Motion adopted by vv and the Chair appointed as members of the committee:

Reps. Spitzli, Ciborowski and Normandin.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled joint resolutions sent up from the House of Representatives.

HJR 21

making appropriation for deficiency in funds for grants to community mental health facilities.

HJR 20

appropriating additional funds for the evening school program at the New Hampshire technical institute at Concord and the New Hampshire vocational-technical institutes located at Berlin, Manchester and Portsmouth.

FURTHER SENATE MESSAGE

INTRODUCTION OF SENATE BILL

A Senate Bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SB 90

relative to taxation of electric plants and pipelines. (to Ways and Means)

RESOLUTIONS

Rep. Huggins offered the following Resolutions:

RESOLUTIONS

Whereas, the Pittsburg High School basketball team under the able direction of their coach, David Hall, enjoyed a very successful season, and

Whereas, through their efforts they won the Class S championship of the State, now therefore be it

Resolved, that we, the Members of the House of Representatives, extend our heartiest congratulations to the Pittsburg High School basketball team, and be it further

Resolved, that a copy of these Resolutions be transmitted to Coach Hall.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

At the request of Reps. Ingraham and Brungot Rep. Pickett moved that, today being the anniversary of the birthday of the late Mary Dondero, the House adjourn in her memory.

Motion adopted by vv.

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit third reading of bills by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

third readings

The following House Bills were read a third time, passed, and sent to the Senate for concurrence:

HB 12

relative to traffic in motor vehicles with changed identification numbers and reports of unclaimed motor vehicles.

HB 242

relative to associations for rural electrification.

HB 332

to change the period of limitation of prosecutions of certain offenses.

HB 340

to make it unlawful to use telephone facilities to abuse or annoy others.

HB 315

providing for an annual permit for registration of nurses.

HB 138

providing for the protection of the surface waters of the state by preventing the deposit therein of rubbish and waste.

* * *

The following Senate Bill was read a third time, passed, and sent to the Secretary of State to be engrossed.

SB 64

to change the name of The Bar Association of the State of New Hampshire.

* * *

The Chair announced that Rep. Persson is eighty-one years young today.

* * *

By unanimous consent Reps. Keefe and Angus extended remarks.

On motion of Rep. Putnam the House adjourned at 3:45 P.M. in memory of Mary C. Dondero.

Friday, March 17

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain Rev. H. Franklin Parker, pastor of Epsom and Chichester Congregational churches.

Almighty God, Father of our souls, we come to Thee with adoring love in our hearts. Cleanse our hearts by Thy Spirit and so prepare us for the course of duty that we may walk in it through this day with steadfast devotion and zeal.

Our lives are open before Thee; Thou seest us as we are going in and out of our homes and about the business of the days. Watch over us that we fall into no harm and may we be upheld by the right hand of Thy power.

We pray that Thou wilt inspire Thy servants in this assembly with wisdom for their tasks and courage to face up to their responsibilities that through them Thy name may be honored.

Bless, we beseech Thee, the sick and the needy. Bless the President of the United States, and those joined with him in the work of administering law and justice; hear our prayer, forgive our sins, and hasten the day when Thy kingdom shall come upon the earth, through Jesus Christ our Lord.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Barnard led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Rep. George Wm. Shattuck of the Massachusetts House, formerly N. H. Representative from Danville, 1955-57, who addressed the House briefly. Courtesy of Rep. Collishaw.

High School class from Groveton, courtesy of Rep. Bushey.

Mr. Edward Gerrish, courtesy of Rep. Murphy.

Woody Keeney, son of Rep. Keeney.

LEAVES OF ABSENCE

Rep. Stafford was granted leave of absence for the day on account of illness.

Reps. Gile, Hayes, McQuade, and Kopperl were granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 449

to authorize towns to make by-laws regulating the operation of motor vehicle race tracks. (Clark of Strafford Dist. 4 — To Municipal and County Government)

HB 450

establishing an office of mental retardation in the office of the director of the division of mental health. (O'Neil of Cheshire Dist. 12, and Rossley of Rockingham Dist. 29 — To Public Welfare)

HB 451

defining the word "spendthrift". (Howard of Carroll Dist. 1 — To Judiciary)

HB 452

providing for the regulation of community antenna television systems. (Angus of Sullivan Dist. 4, and MacFarlane of Cheshire Dist. 11 — To Judiciary)

HB 453

authorizing the sweepstakes commission to conduct pure lotteries and to associate drawings with horse races held before and after the drawings, within or without the state of New Hampshire. (Pickett of Cheshire Dist. 17 — To Executive Departments and Administration)

HB 454

relative to disposition of municipal records. (Crouch of Strafford Dist. 4 — To Municipal and County Government)

HB 455

to establish a state liquor store in the town of Lisbon.
(Foss of Grafton Dist. 4 — To Liquor Laws)

HB 456

requiring physical examinations for barbers at five year intervals and not annually. (Hanson of Merrimack Dist. 6 — To Public Health)

HB 457

relative to out-of-state insurance coverage. (Stevens of Merrimack Dist. 10 — To Insurance)

HB 458

increasing the salary of the Strafford county treasurer. (Maglaras of Strafford Dist. 20 — To Strafford County Delegation)

HB 459

increasing the salary of the Strafford county commissioner. (Maglaras of Strafford Dist. 20 — To Strafford County Delegation)

HJR 54

providing for a study relating to improving a certain portion of Route 16. (Brungot of Coos Dist. 8, Fortier of Coos Dist. 6, Sheridan of Coos Dist. 7, and Thurston of Coos Dist. 10 — To Public Works)

COMMITTEE REPORTS

HJR 43

in favor of Wilbur J. Little. Rep. Rufo for Claims and Aeronautics. Ought to pass with amendment.

AMENDMENT

Amend the joint resolution by striking out the word "fifty" in line 3 and inserting in place thereof the words (one hundred) so that said joint resolution as amended shall read as follows:

That the department of public works and highways is hereby authorized to reimburse said Wilbur J. Little for the expenses involved in said medical treatments at an annual cost not to exceed one hundred dollars, plus allowance for trans-

portation involved between his home in Colebrook and the town of Hanover at current state mileage rates.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HJR 46

in favor of North Conway fire department. Rep. Rufo for Claims and Aeronautics. Ought to pass.

Ordered to third reading by vv.

HB 250

relative to payment for damages caused by wild animals to livestock and poultry. Rep. Tuttle for Fish and Game. Inexpedient to legislate.

Rep. Johnson moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Reps. Oleson and Fortier spoke against the motion.

(discussion ensued)

Reps. Urie, Christie, Hunt, George Gordon, Drew and Maynard spoke against the motion.

Reps. Bradley, Maxwell and Bork spoke in favor of the motion.

(discussion ensued)

Rep. Greene moved that further consideration of HB 250 be indefinitely postponed and spoke in favor of the motion.

Reps. Robert Dion and Hoar spoke in favor of the motion.

Reps. Bradley, Schwaner and Maloomian spoke against the motion.

RECESS

Rep. Angus moved that HB 250 be referred to Legislative Council and spoke in favor of the motion.

Reps. Bradley, Drew, Pickett, Oleson, Cobleigh, and Schwaner spoke in favor of the motion.

Motion adopted by vv.

HB 327

relative to the provisions for disqualifying pregnant women for unemployment compensation. Rep. Ingraham for Labor. Ought to pass.

Bill ordered to third reading by vv.

HB 173

to establish an elevator inspection law. Rep. Belanger for Labor. Ought to pass with amendment.

AMENDMENT

Amend said bill by inserting after section 157-A:16, as inserted by section 1 of said bill the following new section:

157-A:17 Exception. Notwithstanding other provisions of this chapter any elevator which is periodically inspected under a maintenance contract with the company which installed said elevator shall be exempt from the annual inspection requirements of section 5, so long as said maintenance contract is effective, and the inspection certificate of the installing company shall be posted in the elevator car. Provided, however, that the other provisions of this chapter shall apply to the elevators covered by this exception.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HB 260

relative to police employees and sheriffs. Rep. James A. Sweeney, Jr. for Municipal and County Government. Inexpedient to legislate.

Rep. Morrill moved that further consideration of HB 260 be indefinitely postponed and spoke in favor of the motion.

Motion adopted by vv.

HB 302

relative to form for selectmen's tax invoice. Rep. James A. Sweeney, Jr. for Municipal and County Government. Ought to pass.

Bill ordered to third reading by vv.

HB 341

relative to fees to tax collector for sale of real estate for taxes. Withdrawn by Committee.

HB 391

relative to fees paid by collector of taxes to register of deeds for services in connection with tax sales. Rep. Tarbell for Municipal and County Government. Ought to pass.

At the request of Rep. Capistran Rep. Morrill explained the bill.

Bill ordered to third reading by vv.

HB 186

relative to pari-mutuel pools at running horse race meets. Rep. Cone for Ways and Means. Ought to pass with amendment.

AMENDMENT

Amend House Bill No. 186 by striking out all of said bill after the enacting clause and inserting in place thereof the following:

1 Horse Racing. Amend paragraph I of RSA 284:22, as amended by 1955, 74:1, 1957, 122:1 and 1961, 34:1 by striking out the word "fourteen" in line three and inserting in place thereof the word (fifteen) and by striking out the word "seven" in line nine and inserting in place thereof the word (seven and one-half) so that said paragraph as amended shall read as follows: I. Commissions on such pools at tracks or race meets conducting a running horse race or running horse meet shall be uniform throughout the state at the rate of fifteen per cent of each dollar wagered plus the odd cents of all redistribution to be based upon each dollar wagered, exceeding a sum equal to the next lowest multiple of ten, known as "breakage," one-half of which breakage shall be retained by the licensee and the balance shall be paid to the state treasurer for the use of the state in accordance with the provisions of section 2. Said maximum shall include the seven and one-half per cent tax herein-after prescribed.

2 Tax. Amend paragraph I of RSA 284:23, as amended by 1955, 74:2, 1957, 122:2, and 1959, 181:4 by striking out the

word "seven" in line three and inserting in place thereof the words (seven and one-half) and by striking out the words "six and three-fourths" in line six and inserting in place thereof the words (seven and one-fourth) so that said paragraph as amended shall read as follows: I. Each person, association or corporation licensed to conduct a running horse race or running horse meet under this chapter shall pay to the state treasurer a sum equal to seven and one-half per cent of the total contributions to all pari-mutuel pools conducted or made at any running horse race or running horse meet licensed hereunder. Of the amount so paid to the state treasurer a sum equal to seven and one-fourth per cent of said total contributions shall be distributed in accordance with the provisions of section 2 of this chapter and a sum equal to one-fourth of one per cent of said total contributions shall be expended for the promotion of agriculture in the state under the direction of the commissioner of agriculture.

3 Effective Date. This act shall take effect sixty days after its passage.

* * *

Rep. Angus explained the amendment.

(discussion ensued)

Rep. Pickett spoke in favor of the bill.

Rep. Angus spoke a second time in favor of the bill.

Amendment adopted and the bill ordered to third reading by vv.

HB 248

relative to persons liable for the payment of poll taxes, the amount of the poll tax and the distribution of same. Rep. Canney for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

SB 7

Rep. Oleson moved to recall SB 7, An Act relative to time limitation for appraisal of damages to livestock and crops by bear, from the Secretary of State.

Motion passed by vv.

Rep. Oleson further moved to reconsider the action whereby the Senate Bill was read a third time, passed, and that the bill be returned to second reading.

Motion passed by vv.

Rep. Oleson further moved that SB 7 be made a Special Order for 11:01 on Thursday next.

Rep. Pickett explained the motion for a special order.

Motion passed by vv.

SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 53

prohibiting the sale of air rifles to minors under eighteen.

AMENDMENT

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Amend RSA 571 by inserting after section 571:20 a new section as follows: 571:20-a Selling Air Rifles to Minors. If any person shall sell, barter, hire, lend, or give an air rifle to a minor under the age of eighteen he shall be subject to the penalties and liabilities provided for in section 20. This section shall not apply to fathers, mothers, guardians, administrators, or executors who sell, barter, hire, lend, or give an air rifle to their children or wards or to heirs to an estate.

* * *

On motion of Rep. Spitzli the House nonconcurred in the Senate amendment and a committee of conference was appointed as follows: Reps. Spitzli, Hayes and Oleson.

FURTHER SENATE MESSAGES

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

HB 180

to remove the control of the public utilities commission over the accounts and records of municipal lighting and water systems.

* * *

The Senate has voted to concur with the House of Representatives in its amendments to the following joint resolution:

SJR 2

appropriating funds for a special promotional program relative to Expo '67.

INTRODUCTION OF SENATE BILL

A Senate bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SB 59

transferring the position of coordinator of federal funds to the office of the Governor, and advising departments, cities and towns on available federal funds. To Executive Departments and Administration.

RESOLUTIONS

Rep. Karnis and Rep. Fortin offered the following resolutions:

RESOLUTIONS

Whereas, we have learned with pride that Miss Jane Eaton of New Ipswich is one of fifty outstanding high school seniors from each of the United States, who will be entered as New Hampshire finalist in America's Junior Miss Finals, and

Whereas, this pageant will be held in Mobile, Alabama, and telecast over the NBC network for the purpose of choosing a National Miss Junior Miss, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives in General Court convened, do hereby extend our congratulations to Miss Eaton for becoming the

state finalist with the hope that she will become a finalist in the national pageant, and be it further

Resolved, that a copy of these resolutions be transmitted to Miss Eaton.

* * *

Resolutions adopted by vv.

Reps. Cobleigh and Pickett, and Rep. Raiche, for the Manchester Delegation, offered the following resolutions:

RESOLUTIONS

Whereas, we have learned with regret of the serious illness of our fellow representative Marcel A. Vachon of Manchester and

Whereas, he is confined to the Veterans Hospital, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives, do hereby extend our sympathy to Rep. Vachon with a hope for his speedy recovery, and be it further

Resolved, that a copy of these resolutions be transmitted to Rep. Vachon.

* * *

Resolutions adopted by vv.

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, third reading of bills to be by title only, resolutions by caption only, and that when the House adjourns today it be in honor of the Patron Saint of the Emerald Isle, St. Patrick; and that when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

INTRODUCTION OF A GUEST

The Chair introduced Elmer Bussey, courtesy of Rep. George W. White, Sr.

AFTERNOON SESSION

third readings

The following bills and House Joint Resolutions were read a third time, passed, and sent to the Senate for concurrence.

HJR 43

in favor of Wilbur J. Little.

HJR 46

in favor of North Conway fire department.

HB 327

relative to the provisions for disqualifying pregnant women for unemployment compensation.

HB 173

to establish an elevator inspection law.

HB 302

relative to form for selectmen's tax invoice.

HB 391

relative to fees paid by collector of taxes to register of deeds for services in connection with tax sales.

HB 186

relative to pari-mutuel pools at running horse race meets.

* * *

On motion of Rep. Kersting the House adjourned in honor of St. Patrick at 1:04 P.M.

Tuesday, March 21

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Almighty Father, unseen Spirit of human life, we ask thy favor in the audacious and ever-changing, ever-challenging ex-

periment of democracy. Grant us a lively faith, a realistic belief in men, and a confidence that truth, if made known, will win its way. Give us flexibility of mind, and a willingness to try new experiments, that we may create the conditions which make men free and equal, that human dignity and self-respect may be enhanced, and that a fair measure of economic security for our people may be established. We ask this as we celebrate, during this week, the deeply human passion of Jesus of Nazareth. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Maloomian led the Convention in the Pledge of Allegiance to the Flag.

HOUSE LEAVES OF ABSENCE

Rep. Gerber was granted leave of absence for the day on account of illness.

Rep. Morse was granted indefinite leave of absence on account of illness.

Rep. Emerson was granted indefinite leave of absence on account of illness in the family.

Rep. Urie was granted leave of absence for the week on account of important business.

Rep. Reddy was granted leave of absence for today and Wednesday on account of important business.

Rep. Ellins was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 460

creating the position of consultant, health and physical education in the state department of education. (Bouchard of Hillsborough Dist. 14 — To Education)

HB 461

relative to construction of landing area on westerly projection of Goat island in Portsmouth harbor. (Dame of Rockingham Dist. 26, McDonough of Rockingham Dist. 22, and Osborn of Rockingham Dist. 26 — To Executive Departments and Administration)

HB 462

to reclassify a Class II highway in the town of Center Harbor to a Class V highway. (Urie of Belknap Dist. 1 — To Public Works)

HB 463

relative to winter maintenance of a Class III road in the towns of Colebrook and Stewartstown and a Class II highway in the town of Colebrook. (Noyes of Coos Dist. 1 — To Public Works)

HB 464

requiring public utilities to return deposit for installation of service with interest within one year. (Ferguson of Hillsborough Dist. 11 — To Executive Departments and Administration)

HJR 55

to appropriate money to furnish state flags to servicemen who are serving overseas. (Welch of Merrimack Dist. 27, and Cate of Merrimack Dist. 20 — To Appropriations)

COMMITTEE REPORTS**HB 23**

to authorize the hiring of a registered nurse at the New Hampshire Soldiers' Home. Rep. Drake for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Appropriation. In addition to any other funds appropriated for the New Hampshire Soldiers' Home, the sum of eleven hundred dollars is hereby appropriated for the fiscal year ending June 30, 1967 to be spent for salary of the nurse authorized in section 1. The governor is authorized to draw

his warrant for this sum out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted, bill ordered to third reading by vv.

HB 70

relative to rates for inmates of public institutions. Rep. Barnes for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Rate. Amend RSA 8:44 by striking out said section and inserting in place thereof the following:

8:44 Regular Rate. The director of mental health shall determine a uniform monthly rate to cover the expenses for the care, treatment and maintenance of patients or inmates of such institutions. The director of public health services shall establish a monthly rate to be charged patients receiving care, treatment and maintenance at its direction. After any person has been a resident patient or inmate in any such institution for ten years, the weekly rate shall in no event be more than thirty dollars.

Amend section 2 of the bill by striking out the words "sixty days after" and by inserting in place thereof the word (upon) so that said section as amended shall read as follows:

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted by vv.

At the request of Rep. Newell, Rep. Shirley Clark explained the amendment.

Rep. Newell offered the following amendment and moved its adoption.

AMENDMENT

Amend the bill by adding the last sentence of RSA 8:44 as inserted by section 1 of said bill the words: (excepting patients or inmates who have income from social security, retirement, civil service, or Veterans Administration income; trust fund or other income which is sufficient to pay the full rate or a higher partial rate) so that said section as amended shall read as follows:

1 Rate. Amend RSA 8:44 by striking out said section and inserting in place thereof the following:

8:44 Regular Rate. The director of mental health shall determine a uniform monthly rate to cover the expenses for the care, treatment and maintenance of patients or inmates of such institutions. The director of public health services shall establish a monthly rate to be charged patients receiving care, treatment and maintenance at its direction. After any person has been a resident or inmate in any such institution for ten years, the weekly rate shall in no event be more than thirty dollars, excepting patients or inmates who have income from social security, retirement, civil service or Veterans Administration income, trust fund or other income which is sufficient to pay the full rate or a higher partial rate.

* * *

The Clerk read the amendment in full.

Rep. Shirley Clark spoke against the proposed amendment.

Rep. Maxham moved that further consideration of HB 70 be indefinitely postponed and spoke in favor of the motion.

Rep. Pickett moved that HB 70, with the motion to indefinitely postpone pending, be laid upon the table and made a Special Order for 11:01 Wednesday next.

Motion adopted by vv.

HB 161

relative to the purchase and preservation of the first New Hampshire state house. Rep. Julia White for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend section 3 of the bill by striking out the words "60 days after" and inserting in place thereof the word (upon) so that said section as amended shall read as follows:

3 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, bill referred to Appropriations under the Rules.

HB 251

to establish an executive director for the state racing commission and making appropriation therefor. Rep. Lloyd Sherman for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 270

relative to limitation on group insurance for state employees. Rep. Gagnon for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 271

relative to use of dividends received in state employees group insurance plan. Rep. Van H. Gardner for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 306

to establish the position of tax field agent in the office of the tax commission.

Referred to Appropriations under the Rules.

HJR 50

establishing a special committee to recommend a policy of insurance coverage on state property. Rep. Charles Gordon for Insurance. Ought to pass with amendment.

AMENDMENT

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

There is hereby established a special committee to make a study of fire, business interruption, marine, casualty and catastrophe insurance for state property and to make a report, including its recommendations for a state policy of such insurance coverage. The committee shall be composed of the following members, a member of the tax commission, chosen by the commission, the insurance commissioner, a member of the staff of the New Hampshire Board of Underwriters and a resident licensed independent insurance agent, both appointed by the governor, the purchasing agent who shall act as chairman, the state treasurer and one additional member appointed by the governor. Said committee shall submit its report to the legislature on or before June 1, 1967, together with a draft of a bill for consideration.

* * *

Amendment adopted by vv.

At the request of Rep. Greene, Rep. Stratton explained the resolution.

Joint resolution ordered to third reading by vv.

* * *

Rep. Cobleigh refrained from voting on the motion under Rule 16.

HB 201

relative to location of state liquor stores. Rep. Collishaw for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HJR 17

providing for an access to and exit from interstate route 93 in the town of Thornton. Rep. Fortier for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the Joint Resolution by striking out in lines seven and eight the words "The cost of such construction shall be a charge against the highway funds." and insert in place thereof the words (These exits shall be a part of the interstate highway system, and their construction is contingent upon their approval

by the Federal Bureau of Public Roads and its participation in the cost thereof.) so that said Joint Resolution shall read: That the department of public works and highways is hereby directed to construct at a point or points, which in its opinion is best suited and most feasible, an exit from the northbound lane and an access to the southbound lane of interstate route 93, each within one-quarter of a mile northerly or southerly of the extension of the point where the so-called "Cross Road" in the town of Thornton meets route 3 at the same time that said interstate route is there constructed. These exits shall be a part of the interstate highway system, and their construction is contingent upon their approval by the Federal Bureau of Public Roads and its participation in the cost thereof.

Amendment adopted, joint resolution ordered to third reading by vv.

COMMITTEE ON JOURNAL REPORT

The Committee on the Journal, having examined the journal of Friday, March 17, 1967, offers the following resolution and recommends its adoption:

Resolved, That the title of SB 59, as recorded on page 821 of the first printing of the Journal of the House of Friday, March 17, 1967, under the caption "INTRODUCTION OF SENATE BILL", be corrected by striking out all words after the letters and figures "SB 59" and before the words "To Executive Departments and Administration." and inserting in place thereof, in the permanent printing of said journal, the words "(Transferring the position of coordinator of federal funds to the office of the governor, and advising departments, cities and towns on available federal funds.)"

Rep. Wallin
For the Committee

The clerk read the resolution in full.

Resolution adopted by vv.

SENATE MESSAGES

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

HB 289

to increase the debt limit of the New Ipswich school district.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 56

increasing fees for lobster licenses.
and the President has appointed as members of said Committee on the part of the Senate: Senator Gardner and Senator Langford.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 127

increasing per diem pay for jurors.
and the President has appointed as members of said Committee on the part of the Senate: Senator Townsend and Senator Claveau.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, House Joint Resolution, Senate Bills & Senate Resolution.

HB 19

relative to distribution of primary ballots.

HB 156

to permit municipalities to accept grants of federal or state aid or both for capital projects and to borrow money in anticipation of the receipt of such grants.

HB 180

to remove the control of the public utilities commission over the accounts and records of municipal lighting and water systems.

HB 289

to increase the debt limit of the New Ipswich school district.

HJR 20

appropriating additional funds for the evening school program at the New Hampshire technical institute at Concord and the New Hampshire vocational-technical institutes located at Berlin, Manchester and Portsmouth.

HJR 21

making appropriation for deficiency in funds for grants to community mental health facilities.

SB 48

extending veterans' tax exemption to veterans of the Viet Nam conflict.

SB 64

to change the name of the Bar Association of the State of New Hampshire.

SB 69

relative to transfers from the district courts to the supreme court.

SJR 2

appropriating funds for a special promotional program relative to Expo '67.

Idanelle Moulton

For the committee

COMMUNICATION

Washington, N. H.

March 18, 1967

To the Members of the House of Representatives:

Today I received a copy of the Resolutions honoring my late brother, George A. Cook, who was Representative from Hooksett.

This tribute is gratefully appreciated by me, and, I know my other brother, Roland A. Cook, of Haverhill, Mass. and our families join me in expressing our appreciation.

Our sincere thanks.

Sincerely,

Frances J. Crane

Rep. Doris Thompson offered the following resolution:

RESOLUTIONS

Whereas, the Tilton-Northfield High School Basketball Team under the guidance of their coach, Donald G. Piper, enjoyed a very successful season, and

Whereas, through their efforts they won the Class M championship of the State against Oyster River of Durham, therefore be it

Resolved, that we, the Members of the House of Representatives, extend our heartiest congratulations to the Tilton-Northfield basketball team, and be it further

Resolved, that a copy of these Resolutions be transmitted to Coach Piper.

* * *

Resolutions adopted by vv.

The Chair announced that yesterday was the birthday of Rep. Goodrich.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills and joint resolutions were read a third time, passed, and sent to the Senate for concurrence.

HB 23

to authorize the hiring of a registered nurse at the New Hampshire Soldiers' Home.

HB 270

relative to limitation on group insurance for state employees.

HB 271

relative to use of dividends received in state employees group insurance plan.

HJR 50

establishing a special committee to recommend a policy of insurance coverage on state property.

HJR 17

providing for an access to and exit from interstate route 93 in the town of Thornton.

* * *

On motion of Rep. Whipple the House adjourned at 12:11 P.M.

Wednesday, March 22

The House met at 11:00 o'clock.

(Rep. Cobleigh in the Chair)

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Grant us, O Lord, depth of perception and sharpness of vision as we grapple with the issues of this day. Lead us, anew, into the discovery of our human inter-dependence. That is, help us to realize that we are unique individuals . . . not "in spite of", but "because of" our fellow man. And in this knowledge, give us the strength to take public responsibility when the lives of others become less than human because we wish to preserve a slipshod doctrine of human freedom. We ask this in the name of the "Man for Others", Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. McQuade led the Convention in the Pledge of Allegiance to the Flag.

HOUSE GUESTS OF THE HOUSE

The Chair introduced the following as guests of the House today.

Mrs. Ann Hutchinson, former Legislator from Milford, courtesy of the Milford Delegation.

The Fourth Grade, Maple Avenue School of Claremont accompanied by their teachers, Mrs. Caplan, Mrs. Smith and Mrs. Praded, courtesy of the Claremont Delegation.

LEAVES OF ABSENCE

Rep. Guilmette and Rep. Morse were granted leave of absence for the day on account of illness.

Rep. Lang was granted leave of absence for today and tomorrow on account of illness.

Rep. Gerber was granted indefinite leave of absence on account of illness.

Rep. Burrows was granted leave of absence for the day on account of important business.

Rep. Armand Duhaime was granted leave of absence for the day to attend a funeral.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 465

repealing certain obsolete provisions of the laws relating to the superior court. (Healy of Hillsborough Dist. 32 — To Judiciary)

HB 466

to prohibit professional boxing bouts. (MacFarlane of Cheshire Dist. 11 — To Judiciary)

HB 467

to protect railroad grade crossings. (Welch of Merrimack Dist. 27 — To Transportation)

HB 468

relating to liability for payments for board and care of children committed to industrial school when released to foster homes. (Normandin of Belknap Dist. 9 — To Public Welfare and State Institutions)

HB 469

relative to the preparation and publication of an edition of the directory of charitable trusts. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 470

authorizing voluntary admission to the Laconia State School. (Stafford of Belknap Dist. 12 — To Public Welfare and State Institutions)

HB 471

changing the name of the Laconia State School. (Stafford of Belknap Dist. 12 — To Public Welfare and State Institutions)

HB 472

transferring the certifying authority for admission to Laconia State School from the New Hampshire Child Guidance Clinic to the Laconia State School. (Stafford of Belknap Dist. 12 — To Public Welfare and State Institutions)

HB 473

relating to arrest without a warrant. (Graf of Hillsborough Dist. 26 — To Judiciary)

HB 474

relative to the practice of barbering. (Maglaras of Strafford Dist. 20 — To Public Health)

HB 475

to provide immunity to registered nurses from civil liability in emergency cases. (Davis of Merrimack Dist. 21 — To Judiciary)

HB 476

relative to the appointment of a deputy town clerk in the town of Roxbury. (Yardley of Cheshire Dist. 5 — To Municipal and County Government)

HB 477

relative to reports and escheat proceedings involving unclaimed and abandoned property. (Mackintosh of Sullivan Dist. 2 — To Judiciary)

HB 478

relating to assessment of damages for the taking of business property by eminent domain. (Barker of Cheshire Dist. 17 — To Judiciary)

HB 479

providing for a halfway house for alcoholics and making appropriation therefor. (Stafford of Belknap Dist. 12 — To Public Health)

HJR 56

to make an appropriation for additional funds for building a boys cottage at the industrial school. (Capistran of Hillsborough Dist. 38 — To Public Welfare and State Institutions)

COMMITTEE REPORTS**HB 263**

relating to gifts of personal property to the state. Rep. Shirley Clark for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Executive Order. Amend RSA chapter 4 by inserting after section 8 the following new section: 4:8-a Gifts for Historic Sites and Vocational-Technical Institutes. The governor and council may, by executive order authorize the department of resources and economic development to accept, for the state, gifts of personal property and money which are donated for use in connection with historic sites and the buildings or structures thereon, which are under the management of that department. Each such executive order shall relate to a particular site and may authorize the use of such personal property or the expenditure of such money, in accordance with the terms of the gift, under the supervision of such department. Such executive order, as originally made or later amended, may also authorize the sale or exchange of any such personal property found subsequently to be inappropriate for use, where not inconsistent with the terms of the gift, and application of the proceeds or items received in exchange for the purposes of the original gift. The department shall keep a permanent inventory or record of such

gifts and the disposition thereof. The governor and council may, by executive order, delegate the same authority with reference to gifts to technical institutes authorizing the commissioner of education to make acceptance thereof, and all other provisions of this section shall apply thereto.

* * *

Amendment adopted, ordered to a third reading by vv.

HB 321

providing additional retirement allowances for certain retired state employees. Rep. Conway for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 323

relative to a termination benefit under the state employees' retirement system. Rep. Gagnon for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 324

providing additional (cost of living) retirement allowance for retired state employees. Rep. Van H. Gardner for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 353

transferring registration of boats to the department of fish and game. Rep. Lloyd G. Sherman for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 20

relative to construction of dams which may prevent the free passage of fish. Rep. Huggins for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 319

relative to mountain lions. Rep. LaFrance for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend RSA 208:1-b as inserted by section 1 of the bill by striking out the word "willfully" in line one so that said section as amended shall read as follows:

208:1-b — Mountain Lion. No person shall, at any time, shoot, hunt, take, or have in his possession, any mountain lion or any part of the carcass thereof, taken in this state. However, this section shall not apply to a person acting in protection of his person or property.

* * *

Amendment adopted by vv.

Rep. Paul Gay offered a further amendment.

(discussion ensued)

Rep. Paul Gay subsequently withdrew his amendment.

Bill ordered to third reading by vv.

(Rep. Peterson in the Chair)

HB 267

relative to fees to be paid to tax collector in sale of personal property. Rep. Hackler for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend RSA 80:44 as inserted by section 1 of the bill by striking out paragraphs III and IV and inserting in place thereof the following:

III. For travel from collector's home or office to place of distraint and return, ten cents per mile.

IV. For travel from collector's home or office to place of sale and return, ten cents per mile.

* * *

Amendment adopted and the bill ordered to a third reading by vv.

HB 360

to establish a committee to study manpower problems in New Hampshire was withdrawn by the Committee on Labor.

HB 281

relative to fees in connection with arrests in tax cases. Rep. Hackler for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

SPECIAL ORDER

HB 70

Rep. Pickett called for special order for 11:01 on HB 70, relative to rates for inmates of public institutions.

Question being on the motion to indefinitely postpone.

Rep. Maxham withdrew his motion to indefinitely postpone HB 70.

Question now being on the amendment as offered by Rep. Newell.

Rep. Newell withdrew his proposed amendment.

HB 70 referred to Appropriations under the Rules.

SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 84

to authorize absentee ballots to be deposited in ballot boxes while the polls are open.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Absentee Voting. Amend paragraph I of RSA 60:8 (supp) as amended by 1965, 249:1 by striking out the first sentence of the paragraph and inserting in its place the following two new sentences: (Absentee ballots may be deposited in the ballot boxes either during the time the polls are open or immediately

after the polls are closed, or both, but they must be deposited before the ballots cast have been removed from the ballot box. In either case, the moderator shall open the envelopes which were delivered to the moderator under the preceding section.) so that the said paragraph as amended shall read as follows:

60:8 Procedure by Moderator.

I. Absentee ballots may be deposited in the ballot boxes either during the time the polls are open or immediately after the polls are closed, or both, but they must be deposited before the ballots cast have been removed from the ballot box. In either case, the moderator shall open the envelopes which were delivered to the moderator under the preceding section. The moderator shall remove the inner envelopes containing the ballots of absentee voters and shall compare the signatures on the inner envelopes with the signatures on the application for the ballot. If (1) the name of the voter is on the check list, and (2) the affidavits on the envelope appear to be properly executed, and (3) the signatures on the affidavits appear to be executed by the same person who signed the application, and (4) the signatures appear to be the signatures of a duly qualified voter who has not voted at the election, the moderator shall publicly announce the name of the absentee voter. After announcing the name of the voter, the moderator shall open the envelope containing the ballot so that the affidavit on the envelope is not destroyed. The moderator shall then take the ballot out of the envelope without unfolding the ballot or without permitting the ballot to be opened or examined. The moderator shall then have a check mark placed against the name of the absentee voter on the voting list by writing on the voting list the letters "A. V." in red ink, and shall then deposit the ballot in the ballot box.

Further amend the bill by striking out sections 2 and 3 and inserting in place thereof the following:

2 When Clerk to Deliver Absentee Ballots. Amend RSA 60:7 (supp) as amended by 1965, 225:2 by striking out in line six the words "before the hour of closing" and inserting in place thereof the words (within one hour of the opening) and by inserting after the word "therefore" in line nine the words (and thereafter the said clerk shall deliver to the moderators before the hour for the closing of the polls whatever envelopes (with applications) purporting to contain official

absentee voting ballots said clerk receives during the day.) so that said section as amended shall read as follows: 60:7 Procedure by Clerk. Upon receipt of the envelope (mailed or delivered to the town clerk,) purporting to contain an official absentee voting ballot, the clerk of the city or town shall attach thereto the application for an official absentee voting ballot executed by the voter whose name appears thereon. All such envelopes shall be preserved unopened. Upon election day within one hour of the opening of the polls the said clerk shall deliver all envelopes (with applications) received by him to the moderators in the several voting precincts in which the voters named therein assert the right to vote, taking a receipt from the moderator therefore and thereafter the said clerk shall deliver to the moderators before the hour for the closing of the polls whatever envelopes (with applications) purporting to contain official absentee voting ballots said clerk receives during the day. No absent voter's ballot shall be cast or counted unless it be delivered to the moderator at the proper polling place prior to the closing of the polls on the day of the election.

3 Absentee Voter Precluded from Voting in Person. RSA 60:12 relating to an absentee voter having the right to vote in person is repealed.

4 Effective Date. This act shall take effect sixty days after its passage.

* * *

Rep. Spitzli moved that the reading of the amendment be dispensed with and explained the amendment.

Motion adopted by vv.

On motion of Rep. Spitzli the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 124

to increase the salary of Rockingham County Treasurer.

HB 227

to increase certain fees under commercial code.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 53

prohibiting the sale of air rifles to minors under eighteen. and the President has appointed as members of said Committee on the part of the Senate: Senator Riley and Senator Gardner.

FURTHER SENATE MESSAGE INTRODUCTION OF SENATE BILLS

Senate Bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committees as follows:

SB 107

to authorize cooperative banks and building and loan associations to borrow up to fifteen percent of its share capital without prior approval of the bank commissioner. To Banks.

SB 109

to authorize the division of profits of cooperative banks and building and loan associations into different classifications including club accounts. To Banks.

SB 112

to authorize cooperative banks and building and loan associations to purchase real estate in which to transact its business at a cost as approved by the bank commissioner. To Banks.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills:

HB 124

to increase salary of Rockingham county treasurer.

HB 227

to increase certain fees under commercial code.

Rep. Park for the Committee.

RESOLUTIONS

Rep. Desilets offered the following Resolution for the Berlin Delegation:

RESOLUTION

Whereas, we have learned that the Berlin Maroons won the Hockey New England Championship, and

Whereas, this victory is an honor to our entire State, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives do hereby extend our congratulations to the Berlin Maroons, and be it further

Resolved, that a copy of these resolutions be transmitted to the Berlin Maroons.

* * *

Resolutions adopted by vv.

Rep. Fortier offered the following Resolutions:

RESOLUTIONS

Whereas, the Berlin High Mountaineer Hockey Team captured the New England Schoolboy Hockey Championship by defeating St. Dominic of Lewiston, Maine, therefore be it

Resolved, that we, the Members of the House of Representatives, extend our heartiest congratulations to the Berlin High Mountaineer Hockey Team and their coach, and be it further

Resolved, that a copy of these Resolutions be transmitted to Coach Marcel Morency.

* * *

Resolutions adopted by vv.

Rep. Edward J. Walsh, for the Manchester Delegation, offered the following Resolutions:

RESOLUTIONS

Whereas, Manchester Central High School Basketball Team has won the Class L State Championship, therefore be it

Resolved, that we, the Members of the House of Representatives, extend our heartiest congratulations to the Manchester Central High School Basketball Team and their coach, and be it further

Resolved, that a copy of these Resolutions be transmitted to Coach Paul E. Kenison.

* * *

Resolutions adopted by vv.

Rep. Dame offered the following resolutions:

RESOLUTIONS

Whereas, we have learned of the illness of one of our fellow members, Rep. Fannie Gerber of Portsmouth, therefore be it

Resolved, that we, the members of the House of Representatives in General Court convened, do hereby extend to Rep. Gerber our sincere sympathy in her confinement and our hope for her speedy return to her duties here with us, and be it further

Resolved, that a copy of these resolutions be transmitted to Rep. Gerber.

* * *

Resolutions adopted by vv.

Reps. Christie, Bragdon, Montplaisir and Rep. Cullity, for the Hillsborough County Delegation, offered the following Resolution:

RESOLUTION

Whereas, we have learned with sorrow of the passing of Judge Emile Lemelin, Judge of Probate of Hillsborough County, and

Whereas, Judge Lemelin gave his services unstintingly as an outstanding citizen to many great causes, including ACA, N. H. Catholic Charities, New Hampshire Insurance Groups, serving as a President of the New Hampshire Bar Association and was appointed judge of Hillsborough County Probate Court in 1943, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, do hereby pay homage to the memory of a man who has given so much to his city, county, state and country, and extend our sympathy to his family, and be it further

Resolved, that a copy of these Resolutions be transmitted to his daughter, Mrs. Claire Laferriere.

* * *

Resolution adopted by vv.

COMMUNICATION

March 19, 1967
Raymond, N. H.

To thank you for your kindness and sympathy at a time when it was deeply appreciated.

Mae Reed and family

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, and that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READING

The following bills were read a third time, passed and sent to the Senate for concurrence.

HB 263

relative to gifts of personal property to the state.

HB 319

relative to mountain lion.

HB 267

relative to fees to be paid to tax collector in sale of personal property.

HB 281

relative to fees in connection with arrests in tax cases.

* * *

On motion of Rep. Knight the House adjourned at 12:17 P.M.

Thursday, March 23

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

This morning, I would like to read a brief section from the 27th chapter of St. Matthew's Gospel:

"Pilate's soldiers then took Jesus into the governor's headquarters, where they collected the whole company round him. First they stripped him and dressed him in a scarlet mantle; and plaiting a crown of thorns they placed it on his head, with a cane in his right hand. Falling on their knees before him they jeered at him: 'Hail, King of the Jews!' They spat on him, and used the cane to beat him about the head. . . . Then they led him away to be crucified."

Let us pray: O God, let not our own death be the crowning of an apathetic, useless life: for the sake of Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Hanson led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today.

Emerson Heald, courtesy of Rep. Griffin.

7th and 8th grades from Bow Memorial School, courtesy of Rep. Hanson.

Daniel Mariaschin, Monadnock Regional High School, Governor of the 10th annual YMCA Youth and Government Conference to be held at the State House April 7th and 8th.

Gregg True, Pinkerton Academy, President of the Senate.

LEAVES OF ABSENCE

Rep. Loxon was granted leave of absence for the day to attend a funeral.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 480

legalizing the annual town meeting held in the town of Derry on March 14, 1967. (Rules Committee for Rep. Gorham of Rockingham Dist. 5, and Rep. Gay of Rockingham Dist. 5 — To Municipal and County Government)

HB 481

restricting boating on certain ponds. (Trowbridge of Cheshire Dist. 4 — To Resources, Recreation and Development)

HB 482

relating to season for taking deer with bow and arrow and permitting bow and arrow hunters to take a second deer during the regular season. (Maynard of Rockingham Dist. 24 — To Fish and Game)

HB 483

to abolish capital punishment, except in certain cases. (Fortier of Coos Dist. 6, Heald of Cheshire Dist. 15, Sheri-

dan of Coos Dist. 7, Brungot of Coos Dist. 8, and MacFarlane of Cheshire Dist. 11 — To Judiciary)

HB 484

relative to tax exemptions for veterans. (Brungot of Coos Dist. 8, Gagnon of Coos Dist. 9, and Oleson of Coos Dist. 5 — To Military and Veterans' Affairs)

HB 485

to provide an additional industrial agent for the seacoast region. (Barker of Rockingham Dist. 15, and Junkins of Rockingham Dist. 16 — To Resources, Recreation and Development)

HB 486

authorizing the establishment of economic development commissions by cities and towns. (Junkins of Rockingham Dist. 16, and Barker of Rockingham Dist. 15 — To Municipal and County Government)

HJR 57

in favor of Roy L. McIntosh. (Burnham of Hillsborough Dist. 15 — To Claims and Aeronautics)

HJR 58

relative to acquisition and placement of navigation aids in tidal waters by the New Hampshire state port authority. (Greene of Rockingham Dist. 22, Junkins of Rockingham Dist. 16, and Keefe of Rockingham Dist. 24 — To Resources, Recreation and Development)

HJR 59

providing reimbursement to Portsmouth for moneys paid to the state for improving the back channels of Portsmouth Harbor. (Keefe of Rockingham Dist. 24 — To Appropriations)

HJR 60

appropriate money for a radio communications system for the fish and game department. (Rules Committee for Rep. York of Merrimack Dist. 20 — To Appropriations)

QUALIFIED

Rep. Thibeault appeared before Governor King and was sworn in as Representative for District No. 33, Hillsborough County.

COMMITTEE REPORTS

HB 254

authorizing of and making appropriation for the State Technical Services Act of 1965 for New Hampshire, Rep. Berry for Education. Ought to pass.

Referred to Appropriations under the Rules.

HB 337

relative to the powers and duties of the department of resources and economic development. Rep. Moran for Executive Departments and Administration. Inexpedient to legislate.

At the request of Rep. Stephen Smith, Rep. Shirley Clark explained the bill.

Rep. Williamson moved that HB 337 be recommitted to committee and spoke in favor of the motion.

Rep. Shirley Clark spoke in favor of the motion.

Motion adopted by vv. HB 337 recommitted to Ex. Dep't. and Adm.

HB 249

repealing the prohibition against classified employees receiving maintenance. Rep. Rossley for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

AN ACT

permitting certain employees at state institutions to have uniforms laundered and receive limited medical treatment.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Laundry and Medical Treatment Permitted. Amend RSA 99:2-a (supp) as inserted by 1965, 239:10 by adding at the end thereof the following: (Provided further that employees in attendant, psychiatric and nursing classifications actively engaged in the treatment and custody of patients at any state institution shall (1) be allowed to have their uniforms or required

attire laundered at no cost to them by their respective institutions, and (2) receive from regularly employed institutional physicians out-patient diagnostic screening and limited ambulatory treatment at no cost to them except for the filling of prescription drugs that might be indicated) so that said section, as amended, shall read as follows:

99:2-a Maintenance for Classified Employees. No classified employee shall receive any maintenance or payment in lieu thereof from the state, provided however that if quarters are available at any state institution or on any state property the department head thereof may assign to a classified employee such quarters, furnished or unfurnished, including only any or all of the following utilities: heat, fuel, gas, electricity and water, and provided further that a department head of a state agency which serves prepared meals may permit any classified employee to purchase such meals. Such employee shall reimburse the state for such quarters or meals at a rate to be determined by the personnel commission. Provided further that employees in attendant, psychiatric and nursing classifications actively engaged in the treatment and custody of patients at any state institution shall (1) be allowed to have their uniforms or required attire laundered at no cost to them by their respective institutions, and (2) receive from regularly employed institutional physicians out-patient diagnostic screening and limited ambulatory treatment at no cost to them except for the filling of prescription drugs that might be indicated.

2 Effective Date. This act shall take effect upon its passage.

Amendment adopted and the bill ordered to third reading by vv.

HJR 49

relative to payment for economic loss caused by the taking of property or loss of business under the Merrimack Flood Control Compact. Rep. Everett Cummings for Public Works. Ought to pass.

Referred to Appropriations under the Rules.

SPECIAL ORDER

SB 7

Rep. Oleson called for Special Order on SB 7, relative to

time limitations for appraisal of damages to livestock and crops by bear.

Rep. Hayes offered the following amendment.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Damage to Livestock or Crops. Amend RSA 207:23-a, as inserted by 1955, 324:4, by striking out said section and inserting in place thereof the following: 207:23-a Damage by Bears. A person who suffers loss or damage to livestock, bees, orchards or growing crops, by bear, shall, if he claims damage therefor, notify the director of fish and game in writing of such damage. The director or his agent shall investigate such claim within thirty days from the receipt by him of notice of such damage, and within one year determine whether such damage was caused by bear and appraise the amount to be paid. The director, immediately upon making any appraisal of damage thereof, shall present his certificate of the amount of appraisal to the governor, who is authorized to draw his warrant upon any money in the treasury not otherwise appropriated in payment therefor.

* * *

Amendment adopted and the bill ordered to a third reading by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

HB 282

relating to investments of savings banks in buildings at Hampton Beach and improvements on land subject to U.S. Forest service permits.

* * *

FURTHER SENATE MESSAGE INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 115

relating to interest from date of writ. To Judiciary.

SB 28

providing special liquor licenses for certain ski areas. To Liquor Laws.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 43

relative to the sale of sweepstakes tickets.

AMENDMENT

amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Authority Enlarged. Amend paragraph II of RSA 284-21-h as inserted by 1963, 52:1 and amended by 1963, 200:3 and 1965, 200:1 by inserting after subparagraph (b) the following new subparagraphs:

(c) May be sold by the sweepstakes commission in the following locations:

(1) at, within, or upon the following premises owned or controlled by the state: Franconia Notch State Park, Hampton Beach State Park, Mount Sunapee State Park, and Crawford Notch State Park. The state agency responsible for the operation of these locations shall have regulatory powers over the sales and advertising of sweepstakes tickets at the above locations.

(2) at, within, or upon the following premises owned or controlled by a political subdivision of the state: Weirs Beach.

provided however that the voters of the city of Laconia have signified their approval of the sale of sweepstakes tickets in said city pursuant to the provisions of RSA 284:21-k at the biennial election of November, 1966 and so signify biennially thereafter. The sweepstakes commission shall obtain prior permission from the administrative authorities for this location before selling tickets at, within, or upon these premises.

(d) may be sold by or for the sweepstakes commission in the following locations: such as major type hotels, motels, banks, commercial areas and local fairs as are approved by the commission, provided however that all sales in commercial areas shall be only by employees of the sweepstakes commission or from mobile units operated by the commission. Sales at all the above locations shall be subject to rules and regulations established by the commission, provided however that the voters of the cities or towns in which the respective sales outlets are located have signified their approval of the sale of sweepstakes tickets in said cities or towns pursuant to the provisions of RSA 284:21-k at the biennial election of November, 1966 and so signify biennially thereafter. Tickets may be sold only in such of these locations as desire to cooperate. The commission and management shall make mutually agreeable arrangements to accomplish the sale of tickets at a uniform rate of compensation.

(e) Persons who have been convicted of a felony shall not be allowed to sell sweepstakes tickets.

2 Effective Date. This act shall take effect upon passage.

* * *

Rep. Pickett moved that the House concur in the Senate amendments and spoke in favor of the motion.

Rep. Cobleigh spoke in favor of the motion.

Motion adopted by vv.

RESOLUTIONS

Rep. Spitzli, for the Judiciary committee, offered the following resolution:

RESOLUTION ON SENATE BILL NO. 40

Whereas, there is pending before the House of Representatives Senate Bill No. 40, An Act to regulate the operation of business on the first day of the week, known also as Sunday, and certain annual holidays, and

Whereas, said act would prohibit certain businesses from being open on Sundays and certain holidays, and

Whereas, questions have been raised concerning the constitutionality of said bill, now therefore be it

Resolved, that the Justices of the Supreme Court be respectfully requested to give their opinion upon the following questions of law:

1. Would any constitutional provisions of the state or of the United States be violated by prohibiting businesses from being open on Sundays and on the holidays specified in Senate Bill No. 40 except for works of necessity, emergency, or charity?

2. Would any constitutional provisions of the state or of the United States be violated by excepting stores wherein no more than five persons, including the proprietor, are employed on Sunday and throughout the week in the usual and regular conduct of business, from the requirement of being closed on Sundays and certain holidays, as set forth in section 3 of Senate Bill No. 40?

3. Would any constitutional provisions of the state or of the United States be violated by excepting stores which have no more than nine thousand square feet of interior customer selling space, excluding back room storage, office and processing space, from the requirement of being closed on Sundays and certain holidays, as set forth in section 3 of Senate Bill No. 40?

4. Would the enactment of the provision which excepts from the requirement of being closed on Sundays and certain holidays any secular place of business not otherwise prohibited by law if the natural person in control of the business conscientiously believes that the seventh day of the week, or the period which begins at sundown on Friday night and ends at sundown on Saturday night, should be observed as the Sabbath, and causes all places of business in New Hampshire over which he has control to remain closed for secular business during the entire period of twenty-four consecutive hours which he believes

should be observed as the Sabbath, and actually refrains from engaging in secular business and from laboring during that period, as set forth in section 3 of Senate Bill No. 40, violate any constitutional provisions of the state or of the United States including, without limiting the foregoing, the religious establishment clause of the First Amendment to the United States Constitution?

5. Do the exceptions set forth in section 3 of Senate Bill No. 40 constitute an improper classification and unjust discrimination, thereby violating any constitutional provisions of the state or of the United States?

6. Is it constitutionally permissible to provide for the exceptions as set forth in section 3 of Senate Bill No. 40?

7. Do any of the exceptions in section 3 of Senate Bill No. 40 violate any constitutional provisions of the state or of the United States?

8. Can the legislature constitutionally limit the types of business which may remain open on Sundays and certain holidays according to the number of employees such business has?

9. Can the legislature constitutionally limit the types of businesses which may remain open on Sundays and certain holidays according to the size of the store within which such business is conducted?

10. Can the legislature constitutionally limit the types of businesses which may remain open on Sunday and certain holidays to those specifically set forth in section 3 of Senate Bill No. 40?

11. Do any provisions of Senate Bill No. 40 violate any constitutional provisions of the state or of the United States?

Be It Further Resolved that the Speaker transmit seven copies of this resolution and of Senate Bill No. 40 to the Clerk of the Supreme Court for consideration by said court.

On motion of Rep. Spitzli reading of the resolution was dispensed with and Rep. Spitzli explained the resolution.

Resolution adopted by vv.

COMMITTEE OF CONFERENCE REPORT

HB 56

The committee of conference to whom was referred House Bill No. 56, An Act increasing fees for lobster licenses, having considered the same report the same with the following recommendations,

That the House recede from its position of nonconcurrence in the Senate amendment and concur with the Senate in adopting the following amendment:

Amend section 3 of the bill by striking out the same and inserting in place thereof the following:

3 Wholesale Dealers. Amend paragraph IV of RSA 211:39 by striking out said paragraph and inserting in place thereof the following: IV. Fees. The following fees shall be collected for licenses issued under the provisions of paragraph III: To a resident, for a wholesale dealer's license, thirty-five dollars, and for each license for an additional facility, ten dollars; to a nonresident, for a wholesale dealer's license, one hundred dollars, and for each license for an additional facility, twenty dollars.

That the Senate and House adopt the following amendment to the bill:

Amend section 4 of said bill by striking out said section and inserting in place thereof the following:

4 Lobster Meat Containers. Amend RSA 211:27 (supp) as amended by 1965, 305:4 by striking out said section and inserting in place thereof the following: 211:27 Legal Length. All lobster meat sold as such shall be delivered in containers marked as prescribed by the rules and regulations promulgated by the director. No person may transport, buy, sell, give away, or expose for sale, or possess for any purpose, any lobster less than three and one-eighth inches in length alive or dead, cooked or uncooked, measuring from the rear of the eye socket along a line parallel to the center line of the body shell to the rear end of the body shell. Whoever ships, transports, carries, buys, gives away, sells or exposes for sale, or possesses for any purpose, lobster meat after the meat has been taken from the shell, without the tail meat being whole and intact, and of a length of less than four and one-quarter inches when laid out straight and measured from end to end, not including the small part that is

on the body end of the tail meat, shall be liable to the penalty imposed for violation of this section.

Edith B. Gardner

Jack R. Bradshaw

Conferees on the part of the Senate

Earl O. Tuttle

Ralph C. Maynard

Elizabeth A. Greene

Conferees on the part of the House

On motion of Rep. Greene the House concurred in the Committee of Conference Report.

* * *

Rep. Murphy offered the following resolution:

RESOLUTIONS

Whereas, the Piscataqua Council of Camp Fire Girls are observing their 57th anniversary of founding day, and

Whereas, this organization has developed character, skills, and community service in young New Hampshire girls, and has contributed to the recreational, educational, and spiritual growth of the girls, therefore be it

Resolved, that we, the Members of the House of Representatives extend our heartiest congratulations to the Piscataqua Council of Camp Fire Girls on their birthday, and wish them continued future success, and be it further

Resolved, that a copy of these resolutions be transmitted to Executive Director, Mrs. Rudolph Schultz, and President Mrs. John Grimes.

* * *

Resolutions adopted by vv.

Reps. Whipple and Merrill offered the following resolution:

RESOLUTIONS

Whereas, Lebanon High School Basketball Team has won the Class I State championship, therefore be it

Resolved, that we, the Members of the House of Representatives, extend our heartiest congratulations to the Lebanon High School Basketball Team and their coach, and be it further

Resolved, that a copy of these Resolutions be transmitted to Coach Metcalf.

* * *

Resolutions adopted by vv.

Reps. Pollock and Pickett offered the following resolution:

RESOLUTIONS

Whereas, it has come to the attention of members of the New Hampshire House of Representatives who are members of the Benevolent and Protective Order of Elks of America that the Laconia Lodge of Elks No. 876 now enjoys the unusual prestige and privilege of having for a third time won the New England Ritualistic Contest, and

Whereas, we of Elkdom are quite aware of the demands put on the Ritualistic Team in the fields of impressiveness and articulation for the state they represent, which are all constructive contributions to the fine work of Elkdom and Americanism in general, and

Whereas, this fine accomplishment by the Laconia Lodge of Elks has brought considerable recognition and honor to the State of New Hampshire,

Now Therefore be it Resolved that we, the members of this House of Representatives, do extend our congratulations to the Exalted Ruler, the officers, and the members of the Laconia Lodge of Elks and our best wishes for success in the annual national ritualistic competition holden in Chicago in July, and

Be it Further Resolved that the clerk transmit a copy of this Resolution to the Laconia Lodge of Elks No. 876.

* * *

Reps. Pickett and Pollock spoke in favor of the resolution.

Resolutions adopted by vv.

Rep. Normandin offered the following resolution for the Belknap County Delegation.

RESOLUTIONS

Whereas, Mrs. Rhea Guild, wife of Representative Guild from Gilford, has been named Mother of the Year, and

Whereas, Mrs. Guild has long been active and recognized throughout the State as one of its civic leaders, therefore be it

Resolved, that we, the Members of the 1967 House of Representatives, express our congratulations and commendations to Mrs. Guild for the high honor which has been conferred upon her, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mrs. Guild.

* * *

Resolutions adopted by vv.

* * *

The Chair announced that Rep. Bushey of Northumberland became a great, great grandfather over last weekend.

The Chair also announced that today is the 75th birthday of Rep. Stearns of Hinsdale.

* * *

Reps. Maglaras, Tasoulas, and Saggiotes moved that when the house adjourns today it adjourn in honor of Greek Independence Day.

Motion adopted by vv.

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, and that third readings of bills be by title only and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION
PERSONAL PRIVILEGE

Rep. A. George Manning rose on a point of personal privilege.

THIRD READINGS

The following bill was read a third time, passed and sent to the Senate for concurrence.

HB 249

permitting certain employees at state institutions to have uniforms laundered and receive limited medical treatment.

* * *

SB 7

relative to time limitations for appraisal of damages to livestock and crops by bear, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

RECONSIDERATION

HB 43

Rep. Pickett having voted with the majority, moved that the House reconsider its action whereby it voted to concur in the Senate amendments on HB 43, relative to the sale of sweepstakes tickets, and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Colburn the House adjourned at 12:27 P.M.

Tuesday, March 28

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Almighty God, who dost lay claim on the totality of human life, lead us, we pray thee, into a deeper understanding of the technological revolution which surrounds us.

We know that we have been given dazzling power and glorious possibilities through the rapid advance of technology . . . may we never measure men totally by the slide rule, the test tube, or the well-programmed computer.

Help us in our responsibility to employ machines, with the firm knowledge that human life is far more important than a punch card which says, "do not bend, fold or mutilate"!

Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Reddy led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of students from Groveton High School and Guidance Director, John B. Nay, courtesy of Rep. Bushey.

Mrs. John W. Wright, wife of Rep. Wright.

Miss Arlene Royal and Mr. Stephen St. Cyr, students of Plymouth Teachers College, courtesy of Rep. Dearborn.

Miss Bonnie Parmenter of Pembroke and Miss Irma Ritta Simonsuuri, exchange student from Finland, students at Northfield School for Girls, courtesy of Rep. Hall.

Mrs. Joan Holleran and Miss Sharon Holleran of Rochester, N. Y., daughter and granddaughter of Rep. Enright.

Mr. Simon Mayer of Alm, Austria, courtesy of Rep. Cone.

Misses Kathleen and Lynne Knight, courtesy of Rep. Winkley.

James White, Democratic Town Chairman, Town of Pelham, courtesy of Rep. Cares.

LEAVES OF ABSENCE

Rep. Watson was granted leave of absence for the week on account of illness.

Reps. Lucina Dulac, Davis and James Allen were granted leave of absence for the day on account of illness.

Reps. Guild and Crouch were granted leave of absence for the day on account of important business.

Rep. Bridges was granted leave of absence for today and Wednesday on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 487

relative to payment of expenses for fire fighting assistance in towns having no fire department. (Willey of Grafton Dist. 19 — To Municipal and County Government)

HB 488

legalizing the annual town meeting held in the town of Canterbury on March 14, 1967. (Rules Committee for Rep. Kopperl of Merrimack Dist. 12 — To Municipal and County Government)

Rep. Morrill moved that the Rules of the House be so far suspended as to dispense with the printing of HB 488 and spoke in favor of the motion.

The Clerk read the bill in full.

* * *

HB 488

legalizing the annual town meeting held in the town of Canterbury on March 14, 1967.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Proceedings Legalized. All the votes and proceedings, including but not being limited to all votes adopting amendments to zoning ordinances, at the annual town meeting held in the

town of Canterbury on March 14, 1967, are hereby legalized, ratified and confirmed.

2 Effective Date. This act shall take effect upon its passage.

* * *

At the request of Rep. Newell, Rep. Morrill explained his motion.

Motion adopted by vv.

INTRODUCTION OF BILLS CONTINUED

HB 489

authorizing the licensing of motor vehicle dealers and motor vehicle salesmen. (Rep. Graf of Hillsborough Dist. 26 — To Transportation)

HB 490

to increase the salary of the sheriff of Coos County. (Williams and Lemire of Coos Dist. 8; Sullivan of Coos Dist. 6, York of Coos Dist. 7, and Bouchard of Coos Dist. 9 — To Coos County Delegation)

HB 491

to permit the department of resources and economic development to participate in package plan programs with others engaged in promoting the recreational interests of the state of New Hampshire. (Foss of Grafton Dist. 4, and Berringer of Grafton Dist. 2 — To Resources, Recreation and Development)

HB 492

providing for waiving of written examination for license as insurance agent in certain cases. (Stratton of Rockingham Dist. 5 — To Insurance)

HB 493

relative to outdoor advertising on interstate highways and federal-aid highways. (Edwards of Hillsborough Dist. 1, and Newell of Merrimack Dist. 26 — To Public Works)

HB 494

providing the state shall pay the salary of a probate judge sitting outside his county. (Prescott of Belknap Dist. 10 — To Appropriations)

HB 495

clarifying the law establishing the school building authority and increasing the limit of state guarantee. (Smith of Grafton Dist. 18, and York of Merrimack Dist. 20 — To Education)

HB 496

to provide that tuition payment obligations of an area sending district are not indebtedness for the purpose of determining borrowing capacity. (Smith of Grafton Dist. 18, and York of Merrimack Dist. 20 — To Education)

HB 497

to legalize the election of officers of the Warner school district at the annual town meeting in the town of Warner on March 14, 1967. (Rules Committee for Rep. Bigelow of Merrimack Dist. 3 — To Municipal and County Government)

Rep. Morrill moved that the Rules of the House be so far suspended as to dispense with the printing of HB 497.

The Clerk read the bill in full.

* * *

HB 497

to legalize the election of officers of the Warner school district at the annual town meeting in the town of Warner on March 14, 1967.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Proceedings Legalized. The election of officers of the Warner school district at the annual town meeting in the town of Warner on March 14, 1967, to wit, Richard U. Cogswell as moderator, Donald E. Peirce as school board member, Lois M. Flagg as district clerk, and Thomas B. Henley and Caleb W. Whiton as auditors, is hereby legalized and confirmed and all said officers are hereby declared to have all the rights, duties and powers necessary and appendant to their respective offices.

2 Effective Date. This act shall take effect upon its passage.

* * *

Motion adopted by vv.

HB 448

Rep. Shirley Clark moved that the order whereby HB 448, relating to motor vehicles carrying property for hire, was referred to Executive Departments and Administration, be vacated and the bill referred to Transportation, and spoke in favor of the motion.

Reps. Stephen Smith and Graf spoke in favor of the motion.

Motion adopted by vv.

COMMITTEE REPORTS**SB 29**

establishing a department of centralized automated data processing.

Rep. Stuart Allan for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend RSA 8-C:2 as inserted by section 1 of the bill by striking out the words "a senator; and one shall be a representative." and inserting in place thereof (appointed by the president of the senate; and one appointed by the speaker of the house.) so that said section as amended shall read:

8-C:2 Data Processing Commission; Established. There is hereby created a data processing commission composed of seven members: five appointed by the governor with the approval of the council. No less than two of these members shall be persons not in the employ of the state and not legislators but shall have had experience in or knowledge of data processing applications and one of them shall be or have been a finance executive and one shall be or have been a general administration executive; one member shall be appointed by the president of the senate; and one appointed by the speaker of the house.

* * *

Amendment adopted by vv.

At the request of Rep. Newell, Rep. Shirley Clark explained the bill.

Rep. Cobleigh further explained the bill.

(discussion ensued)

The Chair referred the bill to Appropriations under the Rules.

HB 334

relating to long service state employees. Rep. Van H. Gardner for Executive Departments and Administration. Refer to Legislative Council.

Rep. Shirley Clark explained the resolution of the committee.

(discussion ensued)

Reps. O'Neil, Plumer and Coburn spoke in favor of the motion.

Motion adopted by vv.

HB 21

relative to killing dogs found pursuing or killing game animals, was withdrawn.

HB 304

relative to regulations for sale of bait and manner of keeping such bait. Rep. George Gordon for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the word "dealers" in line 4 the words (dealing in live fish) and adding at the end thereof the words (nothing in this act shall affect the sale of garden worms or night crawlers) so that said section as amended shall read as follows:

1 Bait Dealers. Amend 214:35 by striking out said section and inserting in place thereof the following new section: 214:35 Rules and Regulations. The director shall have the power and authority to make and enforce rules and regulations relative to licenses for bait dealers dealing in live fish, which authority shall include the power to determine the bag limits which a dealer may have in his possession at any one time, the bag limit which he may take in any one day, and the method of keeping such bait for sale. Nothing in this act shall affect the sale of garden worms or night crawlers.

Amendment adopted ordered to a third reading by vv.

SB 18

relative to issuance of nonresident honorary fishing and hunting licenses. Rep. Hayes for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 205

to regulate the legal length of brook trout that can be taken in Coos County. Rep. Huggins for Fish and Game. Ought to pass.

Ordered to third reading by vv.

SB 67

relative to computation of benefits under the state employees' retirement system. Rep. Van H. Gardner for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 373

making communications to clergymen privileged was withdrawn by committee.

* * *

SB 23

extending the powers of certain private corporations organized under special legislative act. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend said bill by inserting after section 1 the following new section:

2 Limitations. Amend RSA 292:8-g as inserted by 1965, 44:1 by striking out said section and inserting in place thereof the following: 292:8-g Limitation on Name. Notwithstanding the provisions of RSA 292:3 no person, school, association or corporation shall use in any way the term "junior college", or "college" or "university" in connection with an institution, or use any other name, title or descriptive matter tending to designate that it is an institution of higher learning unless it has been

incorporated under the provisions of this chapter. The provisions of this section shall not apply to a person, school, association or corporation which has been authorized to use said terms by law prior to January 1, 1965. Any person, school, association or corporation authorized by a special act of the legislature shall not change its name to include any of said terms under the provisions of section 8-1 unless its amendment therefor shall be submitted to and approved by the board prior to being filed in the office of the secretary of state.

Further amend said bill by renumbering section 2 to read section 3.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HB 374

relative to records in district and municipal courts. Rep. Capistran for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 396

providing for the award of legal fees in certain land condemnation cases. Rep. Palmer for Judiciary. Inexpedient to legislate.

Rep. Spitzli explained the resolution.

Resolution adopted by vv.

HB 413

to amend the charter of Austin-Cate Academy. Rep. Bingham for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 360

to establish a committee to study manpower problems in New Hampshire. Rep. Donald C. Davis for Labor. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the word "fourteen" in line 1 and inserting in place thereof the word

(sixteen) and by inserting after the word "industry" in line 3 the words (two shall be appointed from organized labor) so that said section as amended shall read as follows:

2 Members. The committee shall consist of sixteen members to be appointed by the governor with the consent of the council. Five shall be appointed who have experience in industry, two shall be appointed from organized labor, two shall have experience in banking, one shall have experience in developing real estate, one shall have experience in domestic housing, one shall be appointed from the division of vocational education, one from the state technical institute, one from the department of employment security and two from the industrial development office of the division of economic development. The chairman and secretary shall be designated by the governor.

* * *

Amendment adopted by vv and the bill referred to Appropriations under the Rules.

HB 322

relative to capital reserves for the city of Manchester. Rep. James Sweeney for the Manchester Delegation. Ought to pass.

Ordered to third reading by vv.

HB 288

making agreements for extensions of water mains with the Manchester Water Works on encumbrance on real estate. Rep. James Sweeney for the Manchester Delegation. Ought to pass.

Ordered to third reading by vv.

HB 407

relating to town officers' associations. Rep. James F. Allen for Municipal and County Government. Inexpedient to legislate.

Resolution adopted by vv.

HB 355

providing for recovery from estates by towns and cities for taxes abated on the grounds of poverty and inability to pay. Rep. Crouch for Municipal and County Government. Inexpedient to legislate, subject matter covered by previous legislation.

Resolution adopted by vv.

HB 212

to establish a wildlife management area in the town of Moultonboro named the Kona Wildlife Area. Rep. Claffin for Resources, Recreation and Development. Ought to pass.

Ordered to third reading by vv.

HB 162

entering into the Maine-New Hampshire compact for establishing a bi-state commission on oceanography. Rep. Claffin for Resources, Recreation and Development. Ought to pass.

Referred to Appropriations under the Rules.

HB 219

directing the installation of emergency communication devices along certain highways. Rep. Hamel for Transportation. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the words "the installation" and inserting in place thereof the words (a study) so that the title as amended shall read as follows:

An Act

directing a study of emergency communication devices along certain highways.

Further amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Certain Highways. The commissioner of public works and highways is hereby directed during the coming biennial period to make a study of emergency communications for New Hampshire's expressway system which includes both the interstate and defense highway and toll road systems. The commissioner is further directed in preparing such a study to draw upon the results of national research organizations as well as the results of research conducted by other and larger states. He shall supplement this information through studies made by his own staff, supplemented by consultants if and as in his opinion required.

2 Emergency Communication Systems. The commissioner of public works and highways, in studying a system of emergency communications, is directed to establish a highway safety patrol on a section of expressway approximately twenty-five miles in length, with this patrol to provide a twenty-four hour a day operation for a period of at least six months. The patrol, in addition to providing assistance to distressed motorists, is to develop records associated with the need for and character of the emergency services required.

3 Report of Investigations. Upon completion of such a study, he shall file copies of his report thereof with the secretary of state not later than January 1, 1969. Said report shall contain the results of the investigations described herein together with the recommendations of the commissioner to the General Court.

4 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted and the bill ordered to a third reading by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 194

relative to nonresident students of the University of New Hampshire.

HB 345

relative to the limitation on capital reserve fund appropriations of Plymouth school district.

HB 44

relative to open season for taking black bear.

HB 69

relative to the power of Belknap College to grant certain degrees.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in

the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 38

to close certain retail stores up to one o'clock in the afternoon Memorial Day and Veterans Day.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Holidays. Amend RSA 578 by inserting after section 5 the following new section: 578:5-a Retail Businesses, Closed on Memorial Day and Veterans Day. Any retail business that is required to be closed on Sunday under the provisions of this subdivision may not be opened for business on May thirtieth and November eleventh until one o'clock in the afternoon.

* * *

On motion of Rep. Spitzli the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following joint resolution, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HJR 45

establishing the New Hampshire commission for professional nursing.

AMENDMENT

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That a commission of seven members to be known as the New Hampshire Commission for Professional Nursing is hereby established, whose members shall be appointed by the Governor as follows: four members who shall be recommended one by the New Hampshire Hospital Association, one by the New Hampshire Medical Society, one by the New Hampshire League of Nurses, one who shall also be a member of the American

Nurses Association by the New Hampshire Nurses Association, and three members from among citizens with a primary interest in nursing care. The commission shall be convened by the governor at which time a chairman and a clerk shall be elected from among its members. Subsequent meetings shall be held at a time and place designated by the chairman. Members shall receive no compensation for their services but shall be reimbursed for expenses reasonably incurred by them in the performance of their duties. The commission shall study the supply of professional nurses throughout New Hampshire, the nurse salary structure, nursing facilities in the state, and nursing education generally with specific reference to hospital-controlled schools of nursing and the diploma schools of nursing. It shall be the purpose of the commission (a) to study the role of nursing education in the state and propose appropriate methods of financing such education in hospital associated schools. (b) to formulate policies leading to a solution of the problems presented by the shortage of professional nurses and the decreasing number of hospital-controlled schools of nursing in New Hampshire. The commission shall file a written report of its findings with the legislature within ninety days from the date of passage of this resolution. The sum of one thousand dollars is hereby appropriated for the expenses of this commission, such appropriation to remain available to pay expenses incurred by the commission until June 30, 1967 at which time any unencumbered balance shall lapse. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

On motion of Rep. McMeekin the House concurred in the Senate amendments.

* * *

Rep. George B. Roberts offered the following Resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Amos R. Price, former Representative from Gilmanton Iron Works, and

Whereas, Representative Price served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Representative Price, and be it further

Resolved, that a copy of these Resolutions be forwarded to his son, A. Richard Price.

* * *

Resolution adopted by vv.

COMMUNICATION

Hon. Francis W. Tolman, Clerk
N. H. House of Representatives
Concord, New Hampshire

Dear Mr. Tolman:

My sister, Edda Beal and my son, William join me in expressing our deepest gratitude and appreciation for the Resolution on the death of my father, Frank J. Bennett, introduced in the House by Hon. Cleon E. Heald and sent to me last Fall.

This kind of thoughtfulness means a great deal to the members of his family as we all realized how completely devoted he was to his work in the N. H. Legislature.

Please accept our grateful appreciation.

Very sincerely,

Grace B. Prentiss

ANNOUNCEMENT

The Chair announced the son of Rep. Nalette of Manchester has passed his exams for promotion to Captain in the Merchant Marine.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third readings of bills be by title only and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READINGS

The following House Bills were read a third time, passed, and sent to the Senate for concurrence.

HB 304

relative to regulations for sale of bait and manner of keeping such bait.

HB 205

to regulate the legal length of brook trout that can be taken in Coos County.

HB 374

relative to records in district and municipal courts.

HB 413

to amend the charter of Austin-Cate Academy.

HB 322

relative to capital reserves for the city of Manchester.

HB 288

making agreements for extensions of water mains with the Manchester Water Works an encumbrance on real estate.

HB 212

to establish a wildlife management area in the town of Moultonboro named the Kona Wildlife Area.

HB 219

directing a study of emergency communication devices along certain highways.

* * *

The following Senate Bill was read a third time and sent to the Secretary of State to be engrossed:

SB 18

relative to issuance of nonresident honorary fishing and hunting licenses.

* * *

SB 23

extending the powers of certain private corporations organized under special legislative act, was read a third time,

passed, and sent to the Senate for concurrence in the House amendment.

* * *

On motion of Rep. Helen Barker the House adjourned at 12:38 P.M.

Wednesday, March 29

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O Gracious God who has appointed us to live for thee at a time when faith is a true adventure for those who dedicate themselves to its demands and its joys, we pray thee to bring us completely to that point of daring where human need and divine purpose meet, that we may be part of that mighty Incarnation whereby thou dost yet show thyself a dweller among men, renewing vision for all our work and bringing real meaning to the whole fabric of daily life, in Christ Jesus our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Rubins led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Dr. Harry Hughes and Mrs. Chester Noyes, wife of Rep. Noyes.

Dr. J. Gerard Levesque, son of Rep. Levesque.

Mr. Paul Sullivan and Mr. James Draude, students at Georgetown University, courtesy of Rep. Murphy.

Mrs. Arthur Reynolds and children, courtesy of Rep. Warren.

LEAVES OF ABSENCE

Rep. Lucina Dulac was granted leave of absence for the day on account of illness.

Rep. McCarthy was granted leave of absence for the day on account of illness in the family.

Rep. Shirley Clark was granted leave of absence for today and Thursday on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 498

abolishing the milk control board. (Gile of Merrimack Dist. 5 — To Agriculture)

HB 499

authorizing the state of New Hampshire to take exceptions to rulings of the superior court in criminal cases and appeal therefrom to the supreme court. (Smith of Grafton Dist. 18 — To Judiciary)

HB 500

relative to the purchase or possession of a pistol or revolver by a person charged with a felony. (Smith of Grafton Dist. 18 — To Judiciary)

HB 501

confirming the right to a jury trial in appeal cases from convictions in municipal or district court except in the case of petty misdemeanors. (Smith of Grafton Dist. 18 — To Judiciary)

HB 502

defining the meaning of a plea of nolo contendere. (Smith of Grafton Dist. 18 — To Judiciary)

HB 503

authorizing the state of New Hampshire to take deposi-

tions of persons, other than the respondent, in criminal cases. (Smith of Grafton Dist. 18 — To Judiciary)

HB 504

authorizing the voters of Charlestown to vote again on the question of the retention of the municipal court. (Rules Committee for Rep. Frizzell and Rep. Galbraith of Sullivan Dist. 7 — To Municipal and County Government)

HB 505

providing for appointment of supervisors pro tem. (Rules Committee for Rep. Hackler of Cheshire Dist. 11 — To Municipal and County Government)

HB 506

changing the date for filing annual reports of small loans companies. (Reddy of Merrimack Dist. 5 — To Banks)

HB 507

to provide immunization against poliomyelitis. (Merrill of Grafton Dist. 13, Cone of Grafton Dist. 9, Cate of Merrimack Dist. 20, and Barker of Hillsborough Dist. 15 — To Public Health)

HB 508

to provide a special license for ice fishing for salmon. (Welch of Merrimack Dist. 27, and Bork of Merrimack Dist. 18 — To Fish and Game)

HB 509

relative to firemen's retirement system. (Angus of Sullivan Dist. 4, and Raiche of Hillsborough Dist. 34 — To Appropriations)

HB 510

to provide for an advisory boiler board and for the safe construction, installation, inspection, operation, maintenance, and repair of boilers. (McMeekin of Grafton Dist. 6 — To Labor)

HB 511

increasing the authorized debt limit of Plymouth School District. (Bell of Grafton Dist. 18, and Smith of Grafton Dist. 18 — To Education)

HJR 61

making appropriation to supply electric service to Bear

Hill and Spruce Pond camps. (Weeks of Rockingham Dist. 23 — To Appropriations)

HJR 62

establishing a committee to review and to recommend revision of the laws of the state pertaining to loyalty oaths. (Rules Committee for Rep. Cobleigh of Hillsborough Dist. 15, and Rep. O'Neil of Cheshire Dist. 12 — To Judiciary)

Rep. Pickett moved that the Rules of the House be so far suspended as to dispense with the printing and required two days' notice of public hearing of HJR 62 and spoke in favor of the motion.

The Clerk read the resolution in full.

HOUSE JOINT RESOLUTION NO. 62 Introduced by
RULES COMMITTEE for Rep. Cobleigh of Hillsborough
Dist. 15 and Rep. O'Neil of Cheshire Dist. 12

Referred to Committee on Judiciary

STATE OF NEW HAMPSHIRE

*In the year of Our Lord one thousand
nine hundred and sixty-seven*

JOINT RESOLUTION

establishing a committee to review and to recommend revision of the laws of the state pertaining to loyalty oaths.

Whereas, the United States Supreme Court has, in a number of recent decisions, ruled that the loyalty oaths of certain states are unconstitutional; and

Whereas, the New Hampshire Supreme Court has ruled that the loyalty oaths now required by New Hampshire statutes for public officials, public employees, candidates for election, teachers and civil defense personnel are unconstitutional in the light of these recent United States Supreme Court decisions; and

Whereas, the State of New Hampshire believes it has a legitimate and continuing responsibility in maintaining the integrity and the constructive activity of all its public institu-

tions, while at the same time preserving individual freedom of thought, speech and action for its public officials; therefore be it

Resolved by the Senate and House of Representatives in General Court convened:

That a special study committee is hereby established to examine the recent United States Supreme Court rulings and in the light of their findings to recommend formative legislation which should be impervious to constitutional challenge. The committee shall consist of nine members, one member to be the president of the New Hampshire Bar Association or his designate, one member to be the president of the University of New Hampshire or his designate, one member to be the special assistant attorney general in charge of subversive investigations, one member of the senate to be appointed by the president of the senate, one member of the house of representatives to be appointed by the speaker of the house, and four members to be appointed by the governor. The committee shall submit its report to the legislature at the earliest date consistent with thorough study of the issue to permit the drafting of precise remedial legislation. The members of said committee who are members of the general court shall be reimbursed for their mileage and expenses when engaged in their duties hereunder as provided by RSA 14-A:3. The other members of the committee shall receive no compensation for their services but shall be entitled to expenses including mileage in the performance of the duties of the committee. The sum of five thousand dollars (\$5,000) is hereby appropriated for said mileage and expenses and also for clerical or professional services in connection with the preparation of the report of said committee to the legislature. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

* * *

Rep. Spitzli further explained the resolution.

Motion adopted by vv.

COMMITTEE REPORTS

HB 130

relative to dividends and use of funds of credit unions.
Rep. Mackintosh for Banks. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the figure "294:26" in lines 1 and 4 and inserting in place thereof the figures (394:26) and by striking out the word "six" in lines 3 and 9 and inserting in place thereof the word (five) so that the section as amended shall read as follows:

1 Credit Unions. Amend RSA 394:26 (supp) as amended by 1961, 156:2 and 1963, 306:8 by striking out the word "four" in line six and inserting in place thereof the word (five) so that said section as amended shall read as follows: 394:26 Directors' Powers. The board of directors shall have the general direction of the affairs of the credit union, and shall meet monthly. It shall be their special duty to act upon all applications for membership and upon the expulsion of members; to determine the rate of interest to be charged on loans; to declare dividends; to declare interest on deposits not to exceed five per cent; to fix the maximum amount to be loaned any one member; to provide for the compensation of necessary clerical auditing assistance requested by the supervisory committee; and to fill vacancies on the board of directors and credit committee until new members shall be elected and qualified. At the annual or special meeting of the members, the board shall make recommendations relative to the entrance fee, if any, to be charged new members, the need for amendments to the by-laws, and any other matters upon which, in their opinion, the members should act at such meeting.

Amend section 2 of the bill by striking out the word "six" in line 3 and line 8 and inserting in place thereof the word (five) so that said section as amended shall read as follows:

2 Dividends. Amend RSA 394:42 (supp) as amended by 1961, 258:4 and 1963, 306:11 by striking out the word "four" in line five and inserting in place thereof the word (five) so that said section as amended shall read as follows: 394:42 Declaring. At the annual meeting the board of directors shall report to the members the rate of dividend paid from income which has been actually collected during the dividend period next preceding, and which remains after the deduction of all expenses, interest on deposits not exceeding five per cent per annum and the amount required to be set apart as a guaranty fund, or that such dividend was paid in whole or in part from undivided earnings of preceding years, not to exceed twenty per

cent thereof in any one year; provided that such earnings are a part of the surplus of the union in excess of all requirements of the guaranty fund.

Amend section 4 of the bill by striking out the word "sixty" and inserting in place thereof the word (thirty) so that said section as amended shall read as follows:

4 Effective Date. This act shall take effect thirty days after its passage.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HB 122

to provide for election of Concord Union school board members at the same time as the election of Concord city officials. Majority, Inexpedient to legislate. Rep. Peaslee for the Concord Delegation. Minority, Ought to pass with amendment. Rep. Donald Welch for the minority.

AMENDMENT

Amend the title of the bill by striking out said title and inserting in place thereof the following: An Act

to provide for election of members of the board of education of the Union School District of Concord at the same time as the election of Concord city officials.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Time of Elections. Amend section 2 of chapter 355, Laws of 1961 by striking out said section and inserting in place thereof the following:

355:2 Elections. The election officer in each ward whose duty it is to conduct regular biennial elections shall conduct an election, as hereinafter provided, on the Tuesday after the first Monday in November, annually to elect three members of the board of education to serve terms of three years each. For the purposes of this election, the voters in the several wards shall cast their ballots in their respective wards for the election of members of the board of education, in such convenient places

as may be designated by the supervisors of the checklist and provided by the district. Candidates for election to the board of education shall be listed on a ballot separate from the ballot or ballots used in any other elections which may be held concurrently with the board election, as provided in section 4 of this chapter. The first election under this chapter shall be held on the Tuesday after the first Monday in November 1968. All board members elected prior to the effective date of this act shall continue in office through the last day of December in the year in which their terms otherwise would have expired.

2 Board of Education. Amend section 6 of chapter 355, Laws of 1961, by striking out said section and inserting in place thereof the following: 355:6 Governing Body. All the powers of the district are vested in a board of education of nine members. Members of the board shall take office on the first day of January following their election. The board shall, at its first regular meeting in January, choose one of its members as president for a term of one year. If there is a vacancy in the office of the president, the board shall choose one of its members to serve for the unexpired term. The board shall, at its first meeting in January, choose a person who is not a member of the board to serve as clerk of the district, and shall choose some other person, who also is not a member of the board, as treasurer of the district. The board shall define their duties and determine their compensation. The district treasurer may be a regular employee of the district, but the clerk may not be an employee of the district.

3 Meetings; Rules. Amend section 9 of chapter 355, Laws of 1961, by striking out in the eleventh, twelfth and thirteenth lines the words "newly elected members of the board shall take office at the first meeting in April following their election" so that said section as amended shall read as follows: 355:9 All Meetings Public. All meetings of the board of education shall be public. Regular meetings shall be held on the second Monday of each month and special meetings shall be held on call of the president or on written request of at least five members of the board. The board shall establish its own rules, and a majority shall constitute a quorum for the transaction of its business. Nothing herein shall prevent the board from holding executive sessions, from which all except its own members may be excluded, for the discussion on matters which, in the opinion of a majority of the board, would not be in the public interest

or would tend to injure any individual in his professional or personal affairs. All business of the board, however, shall be transacted in public session.

4 Referendum. This act does not take effect unless it is adopted by a majority of the ballots cast at a referendum of district voters to be held concurrently with the biennial election of the city of Concord in 1967. For the purpose of this referendum, the clerk of the district shall prepare a sufficient number of referendum ballots at the expense of the district and provide them to the clerks of those wards of the city of Concord which comprise the district. The referendum ballots shall contain the following question: "Are you in favor of electing members of the Union School District of Concord at the regular election in November of each year rather than at an election in March as is now the case?" After the question there shall be squares with the words "yes" and "no."

5 Effective Date. Section 4 of this act pertaining to the referendum shall take effect upon its passage, and the remainder of the act shall take effect January 1, 1968 provided that the provisions of this chapter shall be voted by a majority of the ballots cast at the referendum.

* * *

The reports were accepted.

Rep. Welch moved that the report of the minority, ought to pass, be substituted for the report of the majority, inexpedient to legislate and spoke in favor of the motion.

Rep. Bingham moved that HB 122 be indefinitely postponed and spoke in favor of the motion.

Rep. Alice Davis spoke in favor of the motion.

Rep. Chris Andersen moved that HB 122 be recommitted to the Concord Delegation and spoke in favor of the motion.

Motion adopted by vv.

HB 294

requiring the use of a checklist at school district meetings. Rep. Berry for Education. Inexpedient to legislate.

Rep. Hayes moved that HB 294 be referred to the Committee on Municipal and County Government and spoke in favor of the motion.

Rep. O'Neil spoke in favor of the motion.

Motion adopted by vv.

HB 354

relative to the fire service training program. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

SB 91

relative to investments by domestic life insurance companies. Rep. Bussiere for Insurance. Ought to pass.

Ordered to third reading by vv.

HB 377

relative to classification of premiums paid on group insurance policies. Rep. Bussiere for Insurance. Inexpedient to legislate.

Resolution adopted by vv.

HB 311

increasing the amount of prizes which may be given at games of beano, and relative to conduct of games. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 395

to provide for an immediate hearing on temporary restraining orders in a divorce libel. Rep. Pryor for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "seventy-two hours" in lines five and seventeen and inserting in place thereof the words (five days) so that said section as amended shall read as follows:

1 Restraining Orders. Amend RSA 458:16 (supp) as amended by 1955, 262:3 by inserting at the end of the section the following new sentence: (The court or judge shall not issue a restraining order without a hearing, unless the restraining order provides for a hearing on the subject matter of the order within five days after service of the order.) so that the section

as amended shall read as follows: 458:16 Temporary Orders. After the filing of a libel for divorce, annulment or a decree of nullity, the superior court, or any justice thereof, may restrain either party from imposing any restraint upon the person or liberty of the other, or from entering the tenement wherein the other resides during the pendency of the libel and, during such pendency, may order a temporary allowance to be paid for the support of the other, and may make such orders respecting the custody and maintenance of the minor children of the parties as shall be deemed expedient and for the benefit of the children. The court or judge shall not issue a restraining order without a hearing, unless the restraining order provides for a hearing on the subject matter of the order within five days after service of the order.

* * *

Amendment adopted and the bill ordered to third reading by vv.

HB 255

to tax the transfer of real property. Rep. Maloomian for Ways and Means. Ought to pass with amendment.

AMENDMENT

Amend paragraphs (c), (d) and (e) of 78-A:4 as inserted by section 1 of the bill by striking out said paragraphs and inserting in place thereof the following:

(c) to a mortgage or other instrument given to secure payment of a debt or obligation;

(d) to a discharge or mortgage or other instrument solely to release security for a debt or obligation;

(e) to a deed or other instrument which corrects a deed or other instrument previously given;

(f) to a deed given by a collector of taxes for property purchased at a tax sale.

Amend section 78-A:3 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

78-A:3. Evidence of payment. The payment of the tax imposed by this chapter shall be evidenced by stamps or other indicia as approved by the tax commission attached to the instrument in writing by which any real estate or any interest in real estate is sold, granted, assigned, transferred or otherwise conveyed to or vested in the purchaser, or grantee, or in any other person by the purchaser's or grantee's direction.

Amend section 78-A:4 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

78-A:4 Payment of Tax by Purchaser. It is the duty and obligation of each purchaser, grantee, assignee, transferee or other person purchasing or acquiring any real estate or any interest therein to buy and attach to the instrument by which the real estate of interest therein is sold, granted, assigned, or otherwise transferred stamps or in lieu thereof other indicia as approved by the tax commission in such amount as will indicate the full consideration paid for the real estate or any interest therein, acquired by him.

Amend section 78-A:5 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

78-A:5 Stamps and Indicia: The tax commission shall determine and prescribe the size, shape and design of the stamps and their denominations, and shall approve the use of any machine or mechanical device used to produce indicia of payment of the tax imposed by this chapter. Stamps shall be for sale at the Division of Tobacco Products of the State Tax Commission and at the Registry of Deeds in each county, and at such other places as the state tax commission shall determine.

Amend section 78-A:6 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

78-A:6 Recording. The stamps or other indicia of payment of the tax imposed by this chapter shall be attached to the deed, assignment or other instrument in writing before recording the same unless the instrument bears a statement that the transaction is not subject to the tax imposed by this chapter.

Amend section 78-A:8 as inserted by section 1 of the bill

by striking out the same and inserting in place thereof the following:

78-A:8 Administration. This chapter shall be administered by the tax commission. The tax commission may establish such reasonable rules and regulations as may be necessary or desirable for the proper administration of this chapter. There is hereby appropriated the sum of twenty-five thousand dollars which shall be credited to the appropriation for the tobacco products tax division of the tax commission. The governor is authorized to draw his warrant for this sum out of any money in the treasury not otherwise appropriated. This sum shall constitute a continuing fund to be used to defray the cost of stamps, any approved machine or mechanical device furnished to registers of deeds or the tobacco products tax division of the tax commission to be used to produce indicia of payments of the tax, transportation, commission to be paid to register of deeds, and other incidental expenses and for no other purpose than the administration of this chapter. Each register of deeds shall be paid for his services four per cent of the face value of the stamps or other approved indicia of payment of the tax sold in his registry, and all taxes so collected shall be remitted to the tax commission monthly or oftener. Each register of deeds shall give bond in such form and amount as the tax commission shall determine and the cost thereof shall be paid by the state as an expense of administering this chapter. All funds received from the sale of stamps and other approved indicia shall be credited to the fund established above, no portion of which shall lapse, but whenever the fund exceeds twenty-five thousand dollars, the excess shall be paid over to the treasurer.

* * *

Reps. Graf and Cone spoke in favor of the amendment.

(discussion ensued)

Rep. Angus spoke in favor of the amendment.

Amendment adopted by vv and the Chair referred HB 255 to Appropriations under the Rules.

SENATE MESSAGE

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

HB 56

increasing fees for lobster licenses.

FURTHER SENATE MESSAGE

The Senate refuses to concur with the House of Representatives in the adoption of the amendment to the following entitled bill sent up from the House of Representatives:

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear.

and requests a Committee of Conference; the President has appointed as members of said Committee of Conference on the part of the Senate: Sen. Gardner and Sen. Riley.

On motion of Rep. Drew the House acceded to the request for a conference committee and the Speaker appointed Reps. Campbell, Hunt and Huggins as conferees on the part of the House.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 204

relative to the duration of permit to import bait fish.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Importation of Bait Fish. Amend RSA 214:34-d (supp), as inserted by 1965, 347:1 by striking out the figure and word "30 days" in the third line and inserting in place thereof the words (one year); further amend said section by inserting in line five after the word "supply" the words (Five days) so that said section as amended shall read as follows: 214:34-d Permit to Import. No fish of any description shall be brought into this state for use as bait without first procuring a permit from the director. Such permit shall be valid for no longer than one

year but no additional permit shall be required within that period of time to import the same species of fish from the same source of supply. Five days' notification of each intent to import shall be filed with the director. The fee for such permit is five dollars.

* * *

On motion of Rep. Drew the House concurred in the Senate amendment.

Reps. Hoar, Drew, Donald Welch, Hayes and Oleson offered the following resolutions:

RESOLUTIONS

Whereas, for many years New Hampshire has neglected the possibility of bringing back the vast resources of sea-run fish to its streams although Massachusetts and Maine have long been active in this regard; and

Whereas, formerly our streams tributary to tidewater were in spring filled with herring, salmon, sea-trout, shad and striped bass — now no longer there seen on account of pollution and obstructions — and we have suffered financial loss thereby; and

Whereas, the Massachusetts Division of Marine Fisheries has invited our Fish and Game Committee to visit their operating installations in April to show the run of fish for spawning and to explain various types of fish ladders used; and

Whereas, such a visit may be of great economic and educational value to our state and interested committees; now, therefore, be it

Resolved, that the members of the House Committee on Fish and Game are authorized to accept the invitation of the Massachusetts Division of Marine Fisheries and to make suitable arrangements with said division to visit and study their operating installation at a time to be selected during the month of April 1967; and be it further

Resolved, that the members of said committee shall be reimbursed for their necessary travel expenses incurred in connection therewith, such reimbursement for the entire committee not to exceed the sum of one hundred seventy-five dol-

lars, and said expenses shall be a charge upon the legislative appropriation.

* * *

The resolutions were referred to the Appropriations committee.

Rep. Kersting offered the following Resolution:

RESOLUTIONS

Whereas, 1967 is the 200th anniversary of the Founding of the United Grand Lodge of England in 1717, and

Whereas, the Scottish Rite of Free Masonry is desirous of joining with Free Masons everywhere in the observance of this historic anniversary, and

Whereas, Free Masonry and its allied organizations have long been interested in the cause of mental as well as physical illnesses and have made it their aim to alleviate the ailments of those so afflicted, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby express our appreciation of the good services rendered by the Benevolent Foundation of Scottish Rite of Free Masonry with the hope that their good work will continue to flourish in New Hampshire.

* * *

Resolutions adopted by vv.

Reps. Pickett, Lambert, McGrail and Edward J. Grady, offered the following Resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Adolphe P. Duval, former Representative from Manchester, and

Whereas, Representative Duval served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Representative Duval, and be it further

Resolved, that a copy of these Resolutions be forwarded to his widow, Mrs. Eva Duval.

* * *

Resolutions adopted by vv.

Reps. Gagnon and Brungot offered the following Resolution:

RESOLUTIONS

Whereas, we have learned with regret of the death of Mrs. Bertha E. Bishop, sister of Representative Emerson of Dalton, therefore be it

Resolved, that we, the Members of the 1967 House of Representatives in General Court convened, do hereby extend our sympathy to Representative Emerson, and be it further

Resolved, that a copy of these Resolutions be transmitted to Representative Emerson.

* * *

Resolutions adopted by vv.

Rep. Bernier offered the following resolution:

RESOLUTIONS

Whereas, we are sorry to learn of the illness of Rep. Emmett Grady of Ward 14, Manchester, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, extend our sympathy to Representative Grady in his illness and our best wishes for a speedy recovery to health, and be it further

Resolved, that a copy of these resolutions be transmitted to Representative Grady.

* * *

Resolutions adopted by vv.

On motion of Rep. Pickett of Keene the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that

third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 130

relative to dividends and use of funds of credit unions.

HB 354

relative to the fire service training program.

HB 395

to provide for an immediate hearing on temporary restraining orders in a divorce libel.

* * *

SB 91

relative to investments by domestic life insurance companies, was read a third time, passed, and sent to the Secretary of State to be engrossed.

* * *

On motion of Rep. Drabinowicz the House adjourned at 12:48 P. M.

Thursday, March 30

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain the Rev. Oscar W. Swensen, Rector, Church of the Transfiguration, Derry, N. H.

Oh God, the Supreme Ruler of the universe, guide the deliberations of those to whom, in thy Name, we commit the tem-

poral affairs of mankind, particularly in our State. Assist us, in thy mercy, to know that we are ministers in thy Name to State, and to Nation. Deliver us, we pray thee, from the subservience of convenience and harmony to the strengthening of right and honor. Mercifully guide our deliberations into principle rather than expedience, ideals rather than political gain, and right instead of the power of might. Keep us ever mindful of our calling to serve thee rather than mankind's wilful devisings that **man** may benefit from our actions, perhaps not now, but in the future thou dost give, that we may serve Thee through our service in this legislature as truly and honorably as the best men that thou hast given. To the end that thy Name may be hallowed among all, for the sake of God. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Bell led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Mrs. Marion Phillips, Mayor of Claremont, courtesy of Reps. Burrows and Spaulding.

Mr. Peter Meneghin of Hampton, a student at Nasson College, courtesy of Rep. Maynard.

Mrs. Everett Cummings, wife of Rep. Cummings.

Assistant Mayor Charles Puksta and son, Charles, courtesy of Reps. Frizzell and Brungot.

Robert Normandin, brother of Rep. Normandin.

Lyman Foss, son of Rep. Foss of Sugar Hill.

Mrs. Barbara Mahon of Baltimore, Maryland, courtesy of Rep. Brungot.

Mrs. Pickett, wife of Rep. Pickett.

Mrs. Francis Tolman, wife of House Clerk Francis Tolman.

The 7th and 8th grades from Amoskeag School in Manchester, courtesy of Reps. Ainley, Gordon, Lang, Pettigrew and Soucy:

Alfred Szepan, Joyce Wilson, Anthony Bernatas, Susan Lamb, Kathleen Plantier, Joan Cook, Wesley Soule, Joyce Barry, Michael Cousins, Eighth grade.

Evelyn Walsh, Claire Blondeau, Gary Soule, Diane Fournier, David Koerner, Deborah Cousins, Robert Gamache, Donna Banker, Victor Verenbec, Cynthia Verenbec, Cynthia Cook, Lucille Gomes, Jacqueline Edwards and Brian Barton, Seventh grade. Roger A. Guillemette, Principal, Harrison M. Burns, Teacher, James Brown, student teacher, Mrs. Amedia Szepan, Mrs. Helen Babel, Chaperones.

Hon. Herman L. Smith, former member from Exeter, courtesy of Rep. Eastman.

Mrs. Joan Holleran and Miss Sharon Holleran were guests of the House on Tuesday, courtesy of Rep. Enright.

LEAVES OF ABSENCE

Rep. Barnes was granted leave of absence for the day on account of illness.

Rep. Sheldon Barker was granted leave of absence for the day on account of important business.

Rep. McCarthy was granted leave of absence for the day on account of illness in the family.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 512

to provide for liability insurance for the state and its political subdivisions, in certain cases. (Cate of Merrimack Dist. 20 — To Judiciary)

HB 513

increasing benefits under the policemen's retirement system. (McMeekin of Grafton Dist. 6 — To Appropriations)

HB 514

to legalize the proceedings of the 1965 annual meeting of The Bay District, consisting of a portion of the towns of Center Harbor and Moultonboro. (Urie of Belknap Dist. 1 — To Municipal and County Government)

* * *

Rep. James Allen moved that the Rules of the House be so far suspended as to dispense with the printing of HB 514.

The Clerk read the bill in full.

Motion adopted by vv.

* * *

HOUSE BILL NO. 514 Introduced by
Rep. Urie of Belknap Dist. 1

Referred to Committee on Municipal and
County Government

STATE OF NEW HAMPSHIRE

*In the year of Our Lord one thousand
nine hundred and sixty-seven*

AN ACT

to legalize the proceedings of the 1965 annual meeting of The Bay District, consisting of a portion of the towns of Center Harbor and Moultonboro.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Proceedings Legalized. All the votes and proceedings taken at the annual meeting of The Bay District, consisting of a portion of the towns of Center Harbor and Moultonboro, on March 16, 1965, and at the adjourned sessions thereof held on July 13, 1965 and February 9, 1966, including without limitation the vote at the February 8, 1966 session authorizing the issue of three hundred fifty thousand dollars sewer bonds under RSA 33, are hereby legalized, ratified and confirmed.

2 Effective Date. This act shall take effect upon its passage.

INTRODUCTION OF BILLS CONTINUED

HB 515

to qualify the small business administration to be an originating or participating lender under cooperative banks and building and loan association statutes. (Roby of Merrimack Dist. 26 — To Banks)

HB 516

relative to value of shares of cooperative banks and building and loan associations. (Roby of Merrimack Dist. 26 — To Banks)

HB 517

relative to procedure for assessment or re-assessment of taxes when ordered by the tax commission. (Bednar of Hillsborough Dist. 23, and Allen of Cheshire Dist. 8 — To Municipal and County Government)

HB 518

relative to taxation of electric plants and pipelines. (Rules Committee for Rep. Angus of Sullivan Dist. 4 — To Ways and Means)

HB 519

prohibiting certain persons from being members of the budget committee in towns with more than thirty-five hundred inhabitants. (Rep. Cares of Hillsborough Dist. 14 — To Municipal and County Government)

HB 520

increasing the salary of Rockingham county attorney. (Rules Committee for Rep. Keefe of Rockingham Dist. 24 — To Rockingham County Delegation)

HB 521

relative to taking wild deer. (Oleson of Coos Dist. 5 — To Fish and Game)

HB 522

designating Arbor Day. (Welch of Merrimack Dist. 27 — To Resources, Recreation and Development)

HB 523

creating the Southeastern New Hampshire Regional Planning and Development Commission. (Schwaner of Rocking-

ham Dist. 9, and Junkins of Rockingham Dist. 16 — To Resources, Recreation and Development)

HJR 63

in favor of Mildred A. Wolny and the Sentry Insurance Company. (Stafford of Belknap Dist. 12 — To Claims and Aeronautics)

COMMITTEE REPORTS**HB 115**

relative to mileage rate for state employees using private cars. Rep. Conway for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Mileage Rate. Amend RSA 99-A:1 as inserted by 1955, 257:1 and amended by 1963, 282:1 by striking out said section and inserting in place thereof the following: 99-A:1 State Officials and Employees. State officials and employees using private cars in the conduct of official state business shall be reimbursed for mileage at the following rates, based on the number of miles travelled in any one fiscal year: For the first 5,000 miles ten cents per mile, and for all miles in excess of 5,000 miles eight cents per mile.

Amendment adopted and the bill ordered to third reading by vv.

HB 21

relative to killing dogs found pursuing or killing game animals was withdrawn by Fish and Game.

HB 367

relative to jury service for women. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Jurors. Amend RSA 500:1 by striking out said section and inserting in place thereof the following: 500:1 Town Lists.

The selectmen of each town shall annually in December, make a list of such men and women as they judge best qualified to serve as jurors; and the list shall be kept by them and delivered to their successors in office. Provided, however, that any woman who has care of one or more children under the age of twelve years shall, if she so desires, be exempt from jury duty.

* * *

Rep. Healy moved that further consideration of HB 367 be indefinitely postponed and spoke in favor of the motion.

(discussion ensued)

Reps. Brungot, Bradley, Christie, Gorham, O'Neil, Kersting, Schwaner, Bednar, deBlois, Graf, Maloomian and LaFrance spoke against the motion.

Rep. Healy spoke a second time and subsequently withdrew his motion to indefinitely postpone HB 367.

Amendment adopted and the bill ordered to third reading by vv.

RECONSIDERATION

HB 115

Rep. Cobleigh moved that the House reconsider its action whereby it ordered HB 115 to a third reading and spoke in favor of the motion.

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv, and the bill was referred to Appropriations under the Rules.

HB 213

adopting a rabies control act. Rep. Chris K. Andersen for Public Health. Ought to pass with amendment.

AMENDMENT

Amend RSA 442-A:1 as inserted by section 1 of the bill by inserting after paragraph VII the following new paragraph:

VIII "Rabies control authority" shall mean duly authorized person or persons responsible for issuing dog licenses and enforcement of this statute.

Amend RSA 442-A:8 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

442-A:8 Impoundment of Dog without Tag. The Rabies Control Authority shall authorize a pound or pounds, or shall enter into a cooperative agreement with a licensed veterinarian for the establishment and operation of a pound. Any dog found off the owner's premises and not wearing a valid vaccination tag shall be impounded. All impounded dogs shall be given proper care and maintenance. Each impounded dog shall be kept and maintained at the pound for a minimum of ten days unless reclaimed earlier by the owner. Notice of impoundment of all animals, including any significant marks of identification, shall be posted at the pound as public notification of impoundment. Any unvaccinated dog may be reclaimed by its owner during the period of impoundment by payment of prescribed pound fees and complying with rabies vaccination requirement of this statute within seventy-two hours of release. Any vaccinated dog impounded because of lack of a rabies vaccination tag may be reclaimed by its owner by furnishing proof of rabies vaccination and payment of all impounded fees prior to release. The impoundment fee shall not exceed two dollars per day. If the dog is unclaimed at the end of ten days, the Rabies Control Authority may dispose of the dog in accordance with applicable laws or rules and regulations. If the animal is a stray the town will be responsible for the expense incurred.

Amend the bill by inserting after section 1 the following new section:

2 Vaccination Prerequisite to Licensing. Amend RSA 466 by inserting after section 1 (supp) as amended by 1957, 217:1 the following new section: 466:1-a Vaccination Required. Before a license is issued under the provisions of this subdivision, except under the provisions of section 6, the owner or keeper of a dog shall furnish to the clerk a certification that said dog has been vaccinated against rabies in accordance with the provisions of RSA 442-A within the twelve month period immediately prior to the date of issuance of said license.

Further amend the bill by renumbering section 2 to read section 3.

Amendment adopted and the bill ordered to a third reading by vv.

HB 378

relative to safety standards for recreation camps. Rep. Paul Gay for Public Health. Inexpedient to legislate.

Resolution adopted by vv.

HB 383

allowing the disposal of waste material from septic tanks and cesspools in public dumps. Rep. McMeekin for Public Health. Inexpedient to legislate.

Rep. McMeekin moved that HB 383 be made a special order for 11:01 Tuesday next and spoke in favor of the motion.

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, House Joint Resolution and Senate Bills:

HB 38

to close certain retail stores up to one o'clock in the afternoon on Memorial Day and Veterans Day.

HB 56

increasing fees for lobster licenses.

HB 204

relative to the duration of permit to import bait fish.

HJR 45

establishing the New Hampshire commission for professional nursing.

SB 18

relative to issuance of nonresident honorary fishing hunting license.

SB 91

relative to investments by domestic life insurance companies.

HB 43

relative to the sale of sweepstakes tickets.

HB 44

relative to open season for taking black bear.

HB 69

relative to the power of Belknap College to grant certain degrees.

HB 84

to authorize absentee ballots to be deposited in ballot boxes while the polls are open.

HB 194

relative to non-resident students of the University of New Hampshire.

HB 282

relating to investments of savings banks in buildings at Hampton Beach and improvements on land subject to U. S. forest service permits.

HB 345

relative to the limitation on capital reserve fund appropriations of Plymouth school district.

Idanelle Moulton for the Committee

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives.

HB 140

relating to La Caisse Populaire Ste. Marie or St. Mary's Bank.

HB 325

relative to the use of funds of credit unions.

HJR 30

providing reimbursement to Marguerite Hastings for expenses incurred as a staff member of the board of nursing education and nurse registration.

HJR 40

in favor of Harry L. Hurlbert.

HJR 50

establishing a special committee to recommend a policy of insurance coverage on state property.

**FURTHER SENATE MESSAGE
INTRODUCTION OF SENATE BILLS**

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 106

relating to accepting certificates from insurance companies not authorized to do business in New Hampshire under the motor vehicle financial responsibility law. Insurance.

SB 114

relating to signatures on notes of banks. Banks.

SB 126

increasing the number of corporate members of the Merchants Savings Bank of Manchester, New Hampshire. Banks.

SB 124

prohibiting the transfer of any appropriations for equipment to other uses. Appropriations.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 249

permitting certain employees at state institutions to have uniforms laundered and receive limited medical treatment.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Laundry and Medical Treatment Permitted. Amend RSA 99:2-a (supp) as inserted by 1965, 239:10 by adding at the end thereof the following: (Provided further that all employees of

New Hampshire Hospital, Laconia State School, and Glenclyff Sanatorium, who are required by the administration of their respective institution to wear uniforms or other required attire, shall be allowed to have said uniforms or required attire laundered at no cost to them by their respective institution and all employees of said institutions shall receive from regularly employed institutional physicians out-patient diagnostic screening and limited ambulatory treatment at no cost to them except for the filling of prescription drugs that might be indicated) so that said section, as amended, shall read as follows:

99:2-a Maintenance for Classified Employees. No classified employee shall receive any maintenance or payment in lieu thereof from the state, provided however that if quarters are available at any state institution or on any state property the department head thereof may assign to a classified employee such quarters, furnished or unfurnished, including only any or all of the following utilities: heat, fuel, gas, electricity and water, and provided further that a department head of a state agency which serves prepared meals may permit any classified employee to purchase such meals. Such employee shall reimburse the state for such quarters or meals at a rate to be determined by the personnel commission. Provided further that all employees of New Hampshire Hospital, Laconia State School, and Glenclyff Sanatorium, who are required by the administration of their respective institution to wear uniforms or other required attire, shall be allowed to have said uniforms or required attire laundered at no cost to them by their respective institution and all employees of said institutions shall receive from regularly employed institutional physicians out-patient diagnostic screening and limited ambulatory treatment at no cost to them except for the filling of prescription drugs that might be indicated.

* * *

On motion of Rep. Ratoff the reading of the Senate amendment was dispensed of.

Rep. Ratoff explained the amendment.

Motion adopted by vv.

On motion of Rep. Ratoff the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate refuses to concur with the House of Representatives in the adoption of the amendment to the following entitled bill sent up from the House of Representatives

SB 23

extending the power of certain private corporations organized under special legislative act.

and requests a Committee of Conference; the President has appointed as members of said Committee of Conference on the part of the Senate: Sen. Koromilas and Sen. Leonard.

On motion of Rep. Spitzli the House acceded to the request for a committee of conference, and the Chair appointed: Reps. Frizzell, Capistran and Bingham as conferees on the part of the House.

COMMITTEE OF CONFERENCE REPORT

The conference committee to whom was referred House Bill No. 127, An Act increasing per diem pay for jurors, having considered the same report the same with the recommendation that the House recede from its position of non concurrence and concur with the Senate in the adoption of the following amendment:

Amend section 2 of said bill by striking out the same and inserting in place thereof the following: 2 Effective Date. This act shall take effect January 1, 1968.

Howard C. Townsend

Thomas J. Claveau

Conferees on the Part of the Senate

Jacob S. Ciborowski

Margaret E. Normandin

Donald H. Spitzli

Conferees on the Part of the House

On motion of Rep. Spitzli the House adopted the committee of conference report.

RESOLUTIONS

Reps. Duhaime of Manchester, Loxton of Bedford and Var-rill of Exeter offered the following resolutions:

RESOLUTIONS

Whereas, we have learned with regret that today is the last day that Donald J. Welch, Representative from Merrimack County District No. 27, will be with us in General Court, and

Whereas, Rep. Welch has been chosen as Commandant of the New Hampshire Soldiers' Home at Tilton, after having served with us for four sessions, therefore be it

Resolved, that we, his fellow members of the 1967 House of Representatives, do hereby congratulate him on his appointment and wish him every success in his new career, and be it further

Resolved, that when the House adjourn today, it adjourn in honor of Donald J. Welch.

* * *

Resolutions unanimously adopted.

On motion of Rep. Pickett the Rules of the House were, so far suspended as to permit business in order at 3:00 this afternoon to be in order at the present time, and third reading of bills be by title only, and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 213

adopting a rabies control act.

HB 367

relative to jury service for women.

RECONSIDERATION

Rep. Frizzell having voted with the majority moved that the House reconsider its vote whereby it passed HB 367 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Keeney the House adjourned in honor of Rep. Donald Welch at 12:36 P.M.

Tuesday, April 4

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Almighty God, who has given us the ability to reason our problems: grant us the courage to vote as we have reasoned. Forgive the animosity of the majority when we stand in the minority, and let us never presume to equate numbers of votes with the will of God. We ask this in the name of one who never won a committee vote, nor who was ever found in the majority opinion in his day . . . Jesus of Nazareth. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Verrill led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Malcolm Beskin, Roger Cotton, Guy Barne, Krishna Thomas, Cressett Thursby-Pelham, Derek Van Tiemen, members of the Anglo-American Inter-cultural Society of London, England with their hosts, Mrs. Lawrence Dowling, Mrs. Charles Allen and Mr. and Mrs. Joseph Boudreau.

Mrs. Robert W. Peters, daughter, Patricia Peters, granddaughter, William J. Peters, and Peter R. Frazer, grandsons and Mrs. George L. Frazer, Jr. daughter-in-law of Rep. Frazer.

Wilfred Lorandean, former Representative from Marlboro, courtesy of Rep. Yardley.

Mrs. Evelyn Osborn, teacher at Mt. Caesar School, Swanze, selected as the N. H. Teacher of the year, and Mrs. Chester Hartwell of Keene, Delegate to the State Convention of the N. H. Educational Convention, courtesy of the Cheshire County Delegation.

John Gregory of London, England, celebrating his 18th birthday today, guest of the N. H. Council on World Affairs, in N. H. to study New Hampshire education and promote better relations between the United States and Great Britain, courtesy of Rep. Plumer.

LEAVES OF ABSENCE

Reps. Beaudoin and Galbraith were granted leave of absence for the week on account of illness.

Reps. Cobleigh and Shirley Clark were granted leave of absence for today and Wednesday on account of important business.

Reps. Stratton and Thurston were granted leave of absence for the week on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 524

relative to night work for females. (Bussiere of Cheshire Dist. 6 — To Labor)

HB 525

relating to absentee voting at Berlin municipal elections. (Brungot of Coos Dist. 8 — To Judiciary)

HB 526

to authorize layout of class IV highways financed by federal-aid highway funds by governor and council. (Spollett of Rockingham Dist. 10 — To Public Works)

HB 527

legalizing proceedings at the annual meeting of the Mascoma Valley Regional School District held in the town of Canaan on March 22, 1967. (Rules Committee for Rep. Ellms of Grafton Dist. 14 — To Municipal and County Government)

* * *

Rep. Morrill moved that the Rules of the House be so far suspended as to dispense with the printing of HB 527.

The Clerk read the bill in full.

STATE OF NEW HAMPSHIRE

*In the year of Our Lord one thousand
nine hundred and sixty-seven*

AN ACT

legalizing proceedings at the annual meeting of the Mascoma Valley Regional School District held in the town of Canaan on March 22, 1967.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Proceedings Legalized. All the votes and proceedings at the annual meeting of the Mascoma Valley Regional School District, comprised of the pre-existing school districts of Enfield, Canaan, Dorchester, Grafton and Orange, held in the town of Canaan on March 22, 1967, are hereby legalized, ratified and confirmed.

2 Effective Date. This act shall take effect upon its passage.

* * *

Motion adopted by vv.

INTRODUCTION OF BILLS (CONT.)

HB 528

to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission. (Belanger of Hillsborough Dist. 36 — To Ways and Means)

COMMITTEE REPORTS

HB 295

relating to participations in real estate mortgages by savings banks. Rep. Ackerman for Banks. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the letters FHA in lines 1, 3 and 4 and inserting in place thereof the words (Federal Housing Administration) so that the section as amended shall read as follows:

2 Federal Housing Administration Construction Loans. Amend paragraph I of RSA 387:17 (supp) as amended by 1955, 214:11 by inserting at the end of said paragraph the following new subparagraph: (c) Federal Housing Administration Construction Mortgage Loans. In the case of construction mortgage loans insured by Federal Housing Administration, which otherwise are legal investments, savings banks may lawfully participate therein without requiring the participation agreement to include the provisions relating to foreclosure and purchase of a dissenting participant's interest, as set forth in (b) above.

Amend section 3 of the bill by inserting after the word "States" in line 5 the words (the Industrial Development Authority as an agency of the state) so that said section as amended shall read as follows:

3 Participation of Other Institutions. Amend RSA 387:17-a (supp) as inserted by 1963, 326:1 by striking out said section and inserting in place thereof the following: 387:17-a Other Institutions. The Small Business Administration and other federally-chartered corporations which are agencies or instrumentalities of the United States, the Industrial Development Authority as an agency of the state, trustees of pension trusts and retirement funds, and credit unions shall be deemed qualified to be an originating lender or a participating lender, within the meaning of this chapter and the definitions contained in paragraphs XIII, XIV and XV of section 1 of this chapter, in participation with any of the kinds of institutions mentioned therein. Provided, however, that the authority granted by this section shall be limited to participation in mortgage loans authorized by paragraphs I, III, IV and VI of section 4 of this chapter.

* * *

Amendment adopted, ordered to third reading by vv.

SJR 7

in favor of Albert I. Larivee. Rep. Rufo for Claims and Aeronautics. Ought to pass.

Ordered to third reading by vv.

HB 278

relative to powers and duties of the aeronautics commission and establishing a state airport fund and making appro-

priation for the same. Rep. MacFarlane for Claims and Aeronautics. Ought to pass.

Referred to Appropriations under the Rules.

HB 117

increasing the amount of wages which are exempt from trustee process. Rep. Sayer for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Exemption Increased. Amend paragraph II (supp) as amended by 1961, 245:5 of RSA 512:21 by striking out the same and inserting in place the following: II. Except as otherwise provided in paragraph IX and X of this section wages of the defendant earned before the service of the writ upon the trustee, to the amount of Fifty dollars for each week shall be exempt except upon an action founded upon a contract for rent, food, fuel, medical services and hospital care in which case the amount exempt shall be Thirty dollars a week, and provided further that no waiver of the foregoing provisions shall be made, this however does not prevent an agreement or assignment of wages to be made by a wage earner in any amount in excess of the fifty dollars earned per week. The employer shall pay said exempted amount to the employee on the usual pay day unless other cause exists prohibiting such payment.

* * *

At the request of Rep. Graf, Rep. Sayer explained the bill.

(discussion ensued)

Amendment adopted, ordered to third reading by vv.

HB 163

limiting the use of trustee process on wages. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 256

providing for exemption from trustee process. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 96

to regulate the operation of business on Sunday, was withdrawn by Judiciary.

HB 119

to prohibit discrimination because of age. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 286

to authorize the destruction of records in district and municipal courts. Rep. Sayer for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 District Courts. Amend RSA 502-A by inserting after section 27 (supp) as inserted by 1963, 331:1 the following new sections: 502-A:27-a Destruction of Records. At the end of ten years after final disposition by any district court of any criminal cases or any juvenile proceedings the clerk of such court, with the approval of the justice thereof, may destroy or cause to be destroyed any and all of the following original records: complaints, warrants, petitions and other process; returns, appearances, pleadings, motions, reports, orders and sentences; and at the end of twenty years after final disposition by such court of any civil cases may destroy or cause to be destroyed any and all of the following original records: writs, returns, small claims statements and other process; appearances, pleadings, motions, orders, verdicts and judgments. 502-A:27-b Retention of Dockets. The uniform docket and financial record shall be permanently bound by the clerk into volumes and these volumes together with all other permanently bound dockets shall be continuously maintained as the official record of each district court.

Amend section 2 by striking out the same and inserting in place thereof the following:

2 Municipal Courts. Amend RSA 502 by inserting after section 15 (supp) as amended by 1957, 166:3 and 1963, 325:1

the following new sections: 502:15-a Destruction of Records. At the end of ten years after final disposition by any municipal court of any criminal cases or any juvenile proceedings the clerk of such court, with the approval of the justice thereof, may destroy or cause to be destroyed any and all of the following original records: complaints, warrants, petitions and other process, returns, appearances, pleadings, motions, reports, orders and sentences; and at the end of twenty years after final disposition by such court of any civil cases may destroy or caused to be destroyed any and all of the following original records: writs, returns, small claims statements and other process; appearances, pleadings, motions, orders, verdicts and judgments. 502-A:27-b Retention of Dockets. The uniform docket and financial record shall be permanently bound by the clerk into volumes and these volumes together with all other permanently bound dockets shall be continuously maintained as the official record of each municipal court.

* * *

Amendment adopted, ordered to third reading by vv.

HB 344

relative to negligent discharge of firearms. Rep. Gorham for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the word "negligent" and inserting in place thereof the word (careless) so that said title as amended shall read as follows:

An Act, relative to careless discharge of firearms.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1 Firearms. Amend RSA 207 by inserting after section 37 the following new section: 207:37-a Careless Discharge of Firearms. Any person who shall carelessly discharge any firearms while on a hunting trip, in the field, or while target practicing, in such a manner that the life of any person is endangered or so as to cause damage to the property of another person shall be fined not more than five hundred dollars or imprisoned not more than six months or both, and at the discretion of the di-

rector, the hunting license of such a person may be revoked for a period not to exceed three years.

* * *

Amendment adopted, ordered to third reading by vv.

HB 430

to exempt certain trusts from the rule against perpetuities. Rep. Capistran for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by adding at the end thereof the words (This section shall apply to all such trusts whether in existence on July 1, 1967 or established after said date) so the section as amended will read as follows:

1 Rule Against Perpetuities. Amend RSA 275 by inserting after section 48 the following new section: 275:48-a Rule Against Perpetuities. A trust created by an employer as part of a stock bonus, pension, disability, death benefit or profit-sharing plan for the exclusive benefit of some or all of his employees, to which contributions are made by the employer or employees, or both, for the purpose of distributing to the employees the earnings or the principal, or both earnings and principal, of the fund held in trust, may continue in perpetuity or for such time as may be necessary to accomplish the purpose for which it is created, and shall not be invalid as violating any rule of law against perpetuities or suspension of the power of alienation of the title to the property. This section shall apply to all such trusts whether in existence on July 1, 1967 or established after said date.

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Effective Date. This act shall take effect July 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

HB 351

to permit advertising of alcoholic beverages in trade journals. Rep. Collishaw for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

(Rep. O'Neil in the Chair)

HB 418

enlarging the membership of the board of public works for the city of Nashua. Rep. Latour for the Nashua Delegation. Ought to pass.

Rep. Bouchard moved that HB 418 be recommitted to the Nashua Delegation for further study and spoke in favor of the motion.

Rep. Robert Dion spoke against the motion.

Rep. Bouchard spoke a second time in favor of the motion.

On a vv, the Chair being in doubt, requested a division.

120 members having voted in the affirmative and 111 having voted in the negative, the motion carried and the bill was recommitted to the Nashua Delegation.

HB 112

to create a commission to select a site for the Nashua-Hudson bridge over the Merrimack River. Rep. Stafford for Public Works. Inexpedient to legislate, subject matter covered by previous legislation.

Resolution adopted by vv.

HB 169

establishing a committee to choose a site for a bridge between Nashua and Hudson. Rep. Stafford for Public Works. Inexpedient to legislate, subject matter covered by previous legislation.

Resolution adopted by vv.

HB 232

providing that state aid for construction or reconstruction of town highways may include resurfacing and bridge construction and repair. Rep. Barnard for Public Works. Ought to pass.

Ordered to third reading by vv.

HB 89

exempting from taxation certain non-revenue producing property of the water resources board. Rep. Claflin for Resources, Recreation and Development. Ought to pass.

Ordered to third reading by vv.

HB 223

relative to expenditure of funds from special motor vehicle licenses. Rep. McQuade for Transportation. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Initial Motor Vehicle Plates. Amend RSA 262:1-a (supp) as inserted by 1957, 292:1 and amended by 1963, 142:1 by striking out said section and inserting in place thereof the following: 262:1-a Driver Training. The proceeds from service fees for initial number plates collected in accordance with RSA 260:10-a, and the funds credited to the driver training fund pursuant to RSA 262:11, I, after costs of plates and issuance of same have been appropriated and deducted, shall, subject to budgetary requirements of RSA 9, be expended solely for courses of instruction and training in safe motor vehicle driving conducted in or under the supervision of secondary schools and for state sponsored in-service programs for instructors of driver education and driver training. Funds authorized for expenditure from the driver education fund for in-service programs for instructors shall not exceed one thousand dollars during any fiscal year. Subject to the approval by the governor and council, the commissioner of education and the commissioner of safety shall jointly promulgate and publish rules and regulations governing the courses of instruction and training and determining eligibility of secondary schools to receive monies received under said RSA 260:10-a and RSA 262:11, I. All unexpended appropriations at the end of each fiscal year shall not lapse but shall be available for the same purposes in the ensuing year.

2 Requirements. Amend RSA 262 by inserting after section 1-a, as hereinabove amended the following new section: 262:1-b Public Reports. The commissioner of safety shall annually publish a report of all receipts and expenditures made under the provisions of section 1-a listing the name and address of the person to whom paid, the date of payment, and the purpose of the expenditure.

3 Effective Date. This act shall take effect July 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

(Speaker in the Chair)

HB 348

defining proprietary medicines and relative to the sale thereof. Rep. McCarthy for Public Health. Ought to pass.

At the request of Rep. Bednar, Rep. Mahony explained the bill.

(discussion ensued)

Rep. McMeekin further explained the bill.

Ordered to third reading by vv.

SPECIAL ORDER

HB 383

Rep. Pickett called for the special order of HB 383, allowing the disposal of waste material from septic tanks and cesspools in public dumps. Rep. Howard for Public Health. Inexpedient to legislate.

Resolution adopted by vv.

**SENATE MESSAGE
INTRODUCTION OF SENATE BILLS**

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committees as follows:

SB 110

to authorize cooperative banks and building and loan associations to make a service charge on defaulted accounts. To Banks.

SB 111

to authorize cooperative banks and building and loan associations to secure loans by life insurance policies and by approved stocks, bonds, and notes. To Banks.

COMMUNICATIONS

April 4th 1967

Mr. Walter Peterson
Speaker of the House
Concord, N. H.

Mr. Speaker:

I wish to thank all my friends in the House including the attaches and the stenographers for cards sent to me while I was a patient in the Mary Hitchcock Hospital at Hanover. I appreciated them very much.

Sincerely,

Senator Larty

* * *

April 2, 1967

House of Representatives
State of New Hampshire
Concord, New Hampshire

Dear Mr. Speaker:

On behalf of the administration, faculty, players, members of the student body and myself, I wish to express my sincere gratitude for your well wishes to the basketball team at Manchester Central High School.

The scroll which you sent us with the resolution on it is also gratefully appreciated and I will personally treasure it along with the many mementos of this year. It is presently in the hands of our Art department as they are preparing a frame for it so that it can be displayed in our showcase along with the various trophies and plaques which the boys won for the school this year.

Again thanking you for your felicitations, I remain

Respectfully,

Paul E. Kenison,
Basketball Coach
Manchester Central

RESOLUTIONS

Rep. Gile offered the following resolution:

Whereas, Sports Illustrated, commenting on the recent North American Alpine Championships held on Cannon Mountain at Franconia Notch, stated in part, "New Hampshire, playing host to its first big international ski event, was staging one of the best run races in U. S. ski history", and

Whereas, the planning and successful execution of this event demanded both close cooperation and devoted effort on the part of many state departments and their employees, and

Whereas, the cooperation of towns and business corporations in the loan of equipment and the donation of technical advice was vital to the success of this venture, and

Whereas, the courtesy of restaurants, hotels, motels and the catering service in providing meals and lodgings, often in difficult circumstances, for our visitors from all over the world was much appreciated, and

Whereas, many citizens of our state, whether as organizations or in individual capacities, volunteered their services and hospitality to make friends of strangers, therefore be it

Resolved, that we, the members of the House of Representatives in General Court convened, do hereby take recognition of their services, and express our sincere thanks and gratitude to them for their part in this event which has shown New Hampshire in a most favorable and complimentary light, and reflected great credit upon our state and her citizens.

* * *

Resolutions adopted by vv.

Reps. Brungot, Gagnon and Dubey offered the following Resolution for the Berlin Delegation.

RESOLUTIONS

Whereas, the Berlin Maroons have again swept to victory by winning the National Amateur Hockey Association Senior Tournament championship with a 20 to 3 win over the Muskegon, Michigan Mustangs, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives do hereby extend our congratulations to the Berlin Maroons, and be it further

Resolved, that a copy of these resolutions be transmitted to the Berlin Maroons.

* * *

Resolutions adopted by vv.

Rep. Kenneth W. Chamberlain, Sr. offered the following Resolution:

RESOLUTIONS

Whereas, we have learned with pride that the Alton High School Girls' Basketball Team won the championship in the southeastern league, Class S, therefore be it

Resolved, that we, the Members of the House of Representatives, extend our heartiest congratulations to the Alton High School Girls' Basketball Team and their coach, Mr. Marshall, and be it further

Resolved, that a copy of these Resolutions be transmitted to Coach Marshall.

* * *

Resolutions adopted by vv.

RECONSIDERATION

HB 223

Rep. Newell served notice that today or on some subsequent day he would ask the House to reconsider its action whereby it ordered HB 223 to a third reading.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence.

HB 295

relating to participations in real estate mortgages by savings banks.

HB 117

increasing the amount of wages which are exempt from trustee process.

HB 286

to authorize the destruction of records in district and municipal courts.

HB 344

relative to careless discharge of firearms.

HB 430

to exempt certain trusts from the rule against perpetuities.

HB 348

defining proprietary medicines and relative to the sale thereof.

HB 232

providing that state aid for construction or reconstruction of town highways may include resurfacing and bridge construction and repair.

HB 89

exempting from taxation certain non-revenue producing property of the water resources board.

* * *

SJR 7

in favor of Albert I. Larivee, was read a third time, passed, and sent to the Secretary of State to be engrossed.

* * *

On motion of Rep. Ainley the House adjourned at 12:32 P.M.

Wednesday, April 5

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Lord God, the ground of all life; we would reflect today on the great distance which lies between human potential and human achievement: It is said that a gasoline engine can never achieve more than sixty per-cent of its operational potential. . . . Grant, Lord, that we may move closer to realizing our potential than is true of those machines which we create. We ask this in remembrance of one who lived an abundant life, Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Varrill led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Veterans of World War I and their Auxiliary, 50th Anniversary, courtesy of Rep. Varrill.

James S. Eaton, Selectman and John B. Fowler, Treasurer of the School Board, Seabrook, courtesy of Rep. Crossland.

Albert Makie, courtesy of Rep. Peabody.

Mrs. Grace Babineau, wife of Rep. Babineau, celebrating their 30th Wedding Anniversary.

Miss Marsha Belden, Senate Clerk, Deane Chamberlain, Senator in the Youth Government Program. Dean is the Grandson of Rep. Kenneth W. Chamberlain Sr.

Richard Fowler, Principal, Chichester Central School, Mrs. Dwight Moody, teacher, Mrs. Wendall Dymont, Mrs. William

Cameron and 44 students of the 7th and 8th Grades, courtesy of Henry L. Stevens.

Roger A. Duchaine, son of Rep. Armand Duchaine, student of N. H. C. A. C. of Manchester.

RECESS

During the brief recess the former Rep. John Kearns addressed the House.

AFTER RECESS

LEAVES OF ABSENCE

Rep. Wallin was granted leave of absence for the day on account of illness.

Rep. Coburn was granted leave of absence for the day on account of important business.

Rep. Vallee was granted leave of absence for today and Thursday on account of a death in the family.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 529

relative to the charter of the First or North Parish in Portsmouth. (White of Rockingham Dist. 27 — To Executive Departments and Administration.)

HB 530

relative to the financing of the construction of a continuing education center and a building to house the Whittemore School of Business and Economics at the University of New Hampshire to be liquidated from income. (Crouch of Strafford Dist. 4, Tirrell of Strafford Dist. 4, and Cochrane of Strafford Dist. 4 — To Education)

HB 531

providing for the acquisition of certain lands to provide for the construction of a lake management structure at the outlet of Halfmoon Lake in Barnstead and making appropriation therefor. (Chamberlain of Belknap Dist. 7 — To Resources, Recreation and Development)

HB 532

imposing taxes on meals and rooms. (Welch of Hillsborough Dist. 30, and Sheridan of Coos, Dist. 7 — To Ways and Means)

HB 533

relative to propagation of game by private persons at commercial hunting preserves. (Tuttle of Rockingham Dist. 1 — To Fish and Game)

COMMITTEE REPORTS**HJR 47**

providing a supplemental appropriation for the board of nursing education. Rep. Drake for Appropriations. Ought to pass.

Ordered to third reading by vv.

HJR 48

appropriation for board of nursing education and nurse registration for out-of-state travel. Rep. Drake for Appropriations. Ought to pass.

Ordered to third reading by vv.

HJR 13

to appropriate \$128,000 to division of parks for additional compensation for seasonal and hourly employees. Rep. Ferguson for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the resolution by striking out the title and inserting in place thereof the following:

to appropriate \$14,000 to division of parks for additional compensation for seasonal employees.

Further amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of fourteen thousand dollars is appropriated to be spent by the division of parks for additional compensation for seasonal employees for the period from May 1, 1967 to June 30, 1967, said appropriation to be allocated as follows:

Self supporting parks (Div. 3703)	\$1,600
Service parks (Div. 3702)	11,000
Hampton special services (Div. 3735)	800
Hampton parking meters (Div. 3730)	600
Total	<hr/> \$14,000

This appropriation is in addition to any other appropriation made to the division of parks. The governor is authorized to draw his warrant for these sums out of any money in the treasury not otherwise appropriated.

* * *

Rep. Stevenson moved that HJR 13 be recommitted to the Committee on Appropriations and spoke in favor of the motion.

Reps. Ferguson and Hartigan spoke in favor of the motion.

Motion adopted by vv.

HB 431

to regulate professional bondsmen. Rep. Sayer for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 451

defining the word "spendthrift". Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 373

making communications to clergymen privileged. Rep. Bingham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 449

to authorize towns to make by-laws regulating the operation of motor vehicle race tracks. Rep. Farrington for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

* * *

HB 469

Rep. Spitzli moved that the order whereby HB 469, relative to the preparation and publication of an edition of the directory of charitable trusts was referred to Judiciary be vacated, and that the bill be referred to Appropriations, and spoke in favor of the motion.

Rep. Roger Smith spoke in favor of the motion.

Motion adopted by vv.

SENATE MESSAGE**INTRODUCTION OF SENATE BILL**

A Senate bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SJR 11

Relating to eliminating the prohibition against transfer of certain appropriations of the department of safety. — To Appropriations.

FURTHER SENATE MESSAGE

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

HB 127

An Act increasing per diem pay for jurors.

RESOLUTIONS

Reps. Twardus and Sewall offered the following Resolution:

RESOLUTIONS

Whereas, we have learned with regret of the death of Thomas J. Filion, former Representative from Newmarket, and

Whereas, Representative Filion served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our

sympathy to the family of Representative Filion, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Irene Filion.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at three o'clock this afternoon to be in order at the present time, and that third reading of bills be by title only and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills and resolutions were read a third time, passed, and sent to the Senate for concurrence:

HB 431

to regulate professional bondsmen.

HB 451

defining the word "spendthrift".

HB 449

to authorize towns to make by-laws regulating the operation of motor vehicle race tracks.

HJR 47

providing a supplemental appropriation for the board of nursing education.

HJR 48

appropriation for board of nursing education and nurse registration for out of state travel.

* * *

On motion of Albina Martel the House adjourned at 11:51 A.M.

Thursday, April 6

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Lord, forgive us for the way we have placed too much dogma around our understanding of what it is to be patriotic. Forgive us for the intolerance we have shown toward those who think not as we do. And forgive us for our refusal to understand the birthpangs of new life all about us.

Deepen our sense of the sacredness of every realm of human experience and knowledge.

Amid this time of rapid-fire change when traditions crumble before our eyes, let us never forget that we are called to live an abundant life . . . we are called to affirm life in every dimension of human experience; even as our Lord broke traditions in order to live more fully. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Boire led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

David Squire of Gloucestershire, England, a student at Episcopal Theological School, Cambridge, Massachusetts, courtesy of the Chaplain.

Prof. James Horrigan of the U. N. H. Whittemore School, courtesy of Reps. Crouch and Tirrell.

Delegation of Young Republicans.

The 7th and 8th Grades from the Loudon School together with the Principal, Mr. Moody, Mrs. King and Mr. Dow, courtesy of Rep. Kopperl.

Mr. Martel, husband of Rep. Albina Martel, Mr. and Mrs. Martel are celebrating their 36th Wedding Anniversary.

Mrs. Edward Enright, wife of Rep. Enright.

LEAVES OF ABSENCE

Rep. McQuade has been granted leave of absence for the day on account of important business.

Rep. O'Shan has been granted leave of absence for the day on account of illness.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 534

to permit the town of New Durham to borrow money in excess of its debt limit. (Rules Committee for Rep. Moulton of Strafford Dist. 2 — To Municipal and County Government)

HB 535

to change membership of board of Newfound Area Co-operative School. (Urie of Belknap Dist. 1, Plumer of Grafton Dist. 16, and Smith of Grafton Dist. 10 — To Education)

HB 536

relative to the construction of residence halls and student services building at the university to be liquidated from income. (McDonough of Rockingham Dist. 22, and Dunham of Cheshire Dist. 11 — To Appropriations)

HJR 64

providing an appropriation for the development of east-west scheduled air service. (Rules Committee for Rep. Pickett of Cheshire Dist. 17 — To Claims and Aeronautics)

Rep. Pickett moved that the order whereby HJR 64 was referred to the Committee on Claims and Aeronautics be vacated and the Joint Resolution be referred to Appropriations and spoke in favor of the motion.

Rep. Cobleigh spoke in favor of the motion.

Motion adopted by vv.

COMMITTEE REPORTS

SB 53

to extend under certain conditions the period for payment from general appropriations. Rep. Drake for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon passage.

* * *

Amendment adopted, bill ordered to third reading by vv.

HB 266

relative to disclosure of finance charges. Rep. Delisle for banks. Inexpedient to legislate.

Rep. Bednar moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Rep. Bigelow explained the bill and spoke against the motion.

(discussion ensued)

Reps. D'Amante and Robert Brown spoke in favor of the motion.

Rep. Mackintosh spoke against the motion.

Rep. Pickett explained the bill.

(discussion ensued)

Reps. Stevens and Bradley spoke against the motion.

Rep. Bednar moved that HB 266 be made a special order for 11:01 Tuesday next and spoke in favor of the motion.

Rep. Bridges spoke against the motion.

Rep. Guild spoke in favor of the motion.

(discussion ensued)

Rep. Keenan spoke in favor of the motion.

Motion adopted by vv.

Rep. Belanger requested a division.

206 having voted in the affirmative and 127 having voted in the negative, the motion for a special order prevailed.

HB 297

relating to investments of savings banks in federal government agency obligations, unsecured notes, and other securities and mortgages. Rep. Mackintosh for Banks. Ought to pass with amendment.

AMENDMENT

Amend paragraph II-a of RSA 387:3 as inserted by section 2 of the bill by striking out the word "twenty" and inserting in place thereof the word (fifteen) so that said paragraph as amended shall read:

II-a. Not exceeding fifteen per cent of deposits shall be invested in the following types of security: (1) Unsecured Loans.

Amend section 4 of the bill by striking out the words "this state" in line four and inserting in place thereof the words (the United States) so that said section as amended shall read:

4 Farmers Home Administration. Amend paragraph V of RSA 387:4 by striking out said paragraph and by inserting in place thereof the following: V. Loans Insured By The United States Government Through The Secretary Of Agriculture. Those secured by mortgage on real estate within the United States without respect to the value of such real estate if the Secretary of Agriculture has insured, or made commitment to insure, such notes or bonds, provided the laws of the United States entitle the mortgagee to receive payment of such insurance in cash.

Amendment adopted, ordered to third reading by vv.

HB 298

relating to investments of savings banks in mortgages, municipal obligations and capital notes. Rep. Burnham for Banks. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "this class of loans is subject to the ten-per-cent-of deposits' limitation in paragraph IV of section 3 of this chapter" so that said section as amended shall read as follows:

2 Other Mortgages. Amend paragraph VI of RSA 387:4 (supp), as amended by 1955, 214:14, by striking out said paragraph and inserting in place thereof the following: VI. Other Real Estate. Those directly secured by first mortgage on real estate situated without this state and those states contiguous to it, but entirely within the United States, which at the time of such investment is improved, occupied and productive; and no such investment shall be in a loan that exceeds fifty per cent of the value of the real estate by which it is secured, unless the loan is further secured by a guaranty satisfactory to the commissioner, in which case it shall not exceed seventy per cent of the value of the real estate by which it is secured. In determining whether any loan exceeds the above specified percentage of the value of the real estate, no consideration shall be given to (1) that portion of the obligation which is guaranteed by the Administrator of Veterans' Affairs under Title III of the Servicemen's Readjustment Act of 1944 as amended from time to time or (2) an obligation wholly guaranteed under such title or (3) that portion of any loan or obligation which the Small Business Administration has unconditionally agreed to purchase. A bank shall not be restricted to the above authorized percentage on a loan secured by property which the borrower is purchasing from the bank. The provisions of this paragraph shall not apply to bonds of railroads, utilities, water companies or telephone and telegraph companies. No loan shall be made under this paragraph VI upon real estate situated outside New England except through or from mortgagees designated as approved by the Federal Housing Administration, or except through or from an individual, partnership, association or cooperation duly registered as a dealer in securities in this state, nor except upon written application showing the date, name of applicant, amount asked for and security offered.

Amend sub-paragraph (3) of Paragraph II of RSA 387:3 as inserted by section 7 of the bill by adding at the end thereof the following, (Provided further that no mortgagor, with re-

spect to real estate mortgage loans which fall in this category, shall be permitted, directly or indirectly, to mortgage to any bank at any one time more than two dwelling units of capacity not exceeding four families each) so that said sub-paragraph as amended shall read as follows: (3) Real estate mortgage loans authorized by paragraph I of section 4 of this chapter if the amount of the loan exceeds eighty per cent of the value of the real estate by which it is secured. Provided further that no mortgagor, with respect to real estate mortgage loans which fall in this category, shall be permitted, directly or indirectly, to mortgage to any bank at any one time more than two dwelling units of capacity not exceeding four families each.

Further amend the bill by inserting after section 8 the following new section:

9 Definition of Limit. Amend RSA 387:3 by inserting after paragraph I the following new paragraph: I-a. Obligations as endorser or guarantor of notes which carry a full recourse endorsement or unconditional guarantee by the individual, partnership or corporation transferring the same, shall be subject to the limits established by paragraph I; provided, however, that if the bank's files or the knowledge of its officers of the financial condition of each maker of such notes is reasonably adequate, and upon certification by an officer of the bank designated for that purpose by the board of trustees or directors of the bank, that the responsibility of each maker of such notes has been evaluated and the bank is relying primarily upon each such maker for the payment of such notes, the limitations of paragraph I as to the obligations of each such maker shall be the applicable loan limitation: Provided further, that such certification shall be in writing and shall be retained as part of the records of such bank.

Further amend the bill by renumbering section 9 to read section 10.

Amendment adopted, ordered to third reading by vv.

HB 338

prohibiting hunting or discharge of firearms within six hundred feet of an occupied building. Rep. Robert A. Dion for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 379

relative to the taking of salmon. Rep. Huggins for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 387

extending the open season on deer. Rep. Bork for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 388

relative to the time for taking deer. Rep. Forbes for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HJR 62

establishing a committee to review and to recommend revision of the laws of the state pertaining to loyalty oaths. Rep. Gorham for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the resolution by striking out in line seven in the preamble the words "teachers and civil defense personnel" and by striking out the words "special assistant attorney general" in lines eight and nine of the resolution and inserting in place thereof the words (professional consultant) so that said resolution as amended shall read as follows:

JOINT RESOLUTION

establishing a committee to review and to recommend revision of the laws of the state pertaining to loyalty oaths.

Whereas, the United States Supreme Court has, in a number of recent decisions, ruled that the loyalty oaths of certain states are unconstitutional; and

Whereas, the New Hampshire Supreme Court has ruled that the loyalty oaths now required by New Hampshire statutes for public officials, public employees, candidates for election, are unconstitutional in the light of these recent United States Supreme Court decisions; and

Whereas, the State of New Hampshire believes it has a legitimate and continuing responsibility in maintaining the integrity and the constructive activity of all its public institutions, while at the same time preserving individual freedom of thought, speech and action for its public officials; therefore be it

Resolved by the Senate and House of Representatives in General Court convened:

That a special study committee is hereby established to examine the recent United States Supreme Court rulings and in the light of their findings to recommend formative legislation which should be impervious to constitutional challenge. The committee shall consist of nine members, one member to be the president of the New Hampshire Bar Association or his designate, one member to be the president of the University of New Hampshire or his designate, one member to be the professional consultant in charge of subversive investigations, one member of the senate to be appointed by the president of the senate, one member of the house of representatives to be appointed by the speaker of the house, and four members to be appointed by the governor. The committee shall submit its report to the legislature at the earliest date consistent with thorough study of the issue to permit the drafting of precise remedial legislation. The members of said committee who are members of the general court shall be reimbursed for their mileage and expenses when engaged in their duties hereunder as provided by RSA 14-A:3. The other members of the committee shall receive no compensation for their services but shall be entitled to expenses including mileage in the performance of the duties of the committee. The sum of five thousand dollars (\$5,000) is hereby appropriated for said mileage and expenses and also for clerical or professional services in connection with the preparation of the report of said committee to the legislature. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

At the request of Rep. Williamson, Rep. Spitzli explained the resolution.

Amendment adopted by vv and the HJR was referred to Appropriations under the Rules.

HB 454

relative to disposition of municipal records. Rep. Morrill for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend paragraph II of RSA 33-A:1 as inserted by section 1 of the bill by inserting after the word "mayor" in the second line the words (or city manager) so that said paragraph as amended shall read as follows:

II. "Municipal officers" shall mean the board of selectmen in the case of a town or the mayor or city manager in case of a city.

Amend sub-paragraph (k) of paragraph IV of RSA 33-A:4 as inserted by section 1 of the bill by striking out the figure "6" and inserting in its place the figure (3) and by striking out the word "microfilm" and inserting in place thereof the word (Destroy) so that said sub-paragraph shall read:

(k)	Check list	3 years	Destroy
			Non-presidential
			Elections

Amend section 33-A:5 as inserted by section 1 of the bill by striking out the word "positive" in line 2 and by striking out the words "the county or other" in line four and inserting in place thereof the word (be) so that said section as amended shall read as follows:

33-A:5 Microfilming. Records disposed of by microfilming shall be accomplished by the production of two films, one to be retained by the municipality in a fireproof container and properly labeled, the other to be certified to a suitable location for permanent storage. Records which have been microfilmed may be retained or destroyed as the municipal officers shall determine.

Amend section 33-A:6 as inserted by section 1 by striking out the letters (per) and inserting in place thereof the word (a) so that said section as amended shall read as follows:

33-A:6 Exception. Notwithstanding any other provision hereof, original town meeting and city council records shall not

be disposed of but shall be permanently preserved. Such records prior to 1900 need not be microfilmed unless legible.

* * *

Amendment adopted and the bill ordered to a third reading by vv.

REPORT OF COMMITTEE ON THE JOURNAL

The Committee on the Journal having examined the Journal of the House of Wednesday, March 29, 1967, offers the following resolution and recommends its adoption:

Resolved, that the names Rep. Hoar, Rep. Drew, Rep. Donald Welch, Rep. Hayes, Rep. Oleson, be inserted as sponsors of a resolution authorizing the Committee on Fish and Game to visit the Massachusetts Division of Marine Fisheries, said insertion to appear in the permanent printing of the Journal of the House of Wednesday, March 29, 1967, before the caption "RESOLUTIONS" and after the words "On motion of Rep. Drew the House concurred on the Senate amendment" as both appeared on page 965.

Rep. Hamel
For the Committee

Resolutions adopted by vv.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills:

HB 140

relating to La Caisse Populaire Ste. Marie or St. Mary's Bank.

HB 249

permitting certain employees at state institutions to have uniforms laundered and receive limited medical treatment.

Rep. Moulton
For the Committee

Rep. Angus moved that the order whereby HB 318, to provide extra funds for the fish and game department from tolls

from motor fuel used for propulsion of boats, was referred to Ways and Means be vacated and that the bill be referred to Resources, Recreation and Development and spoke in favor of the motion.

Rep. Claflin spoke in favor of the motion.

Motion adopted by vv.

SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 148

providing for the assessment and collection of a special head tax for state purposes.

AMENDMENT

Amend section 3 of the bill by striking out in line one the word and figures "April 1, 1967" and inserting in place thereof the word and figures (May 1, 1967) so that said section as amended shall read as follows:

3 Time of Payment. The head tax shall be assessed upon May 1, 1967, and April 1, 1968, and payable upon demand on or after each of said dates.

Amend section 15 of the bill by striking out in line six the words "April fifteenth" and inserting in place thereof the words and figures (May 15, 1967 and April 15, 1968) so that said section as amended shall read as follows:

15 Exemptions. All persons on active duty in the armed forces of the United States of America on the date of assessment shall be exempt from payment of the special head tax. Veterans totally and permanently disabled from service connection who are drawing federal compensation or pension and whose income, exclusive of said compensation or pension, is less than one thousand dollars a year, upon written request filed on or before May 15, 1967 and April 15, 1968, shall be exempt from the special head tax.

Amend section 19 of the bill by striking out the same and inserting in place thereof the following:

19 Effective Date. This act shall take effect May 1, 1967.

* * *

On motion of Rep. Angus the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 80

relative to marine fisheries and shellfish.

AMENDMENT

Amend the bill by inserting after section 3 a new section as follows:

4 Atlantic States Marine Fisheries Commission. Amend RSA 213:3 by striking out the section and inserting in place thereof the following: 213:3 Commission. In pursuance of Article III of said compact there shall be three members, hereinafter called commissioners, of the Atlantic States Marine Fisheries Commission, hereinafter called commission, from the state of New Hampshire. The first commissioner from the state of New Hampshire shall be fish and game director, ex officio, and the term of any such ex-officio commissioner shall terminate at the time he ceases to hold said office of fish and game director and his successor as commissioner shall be his successor as such director. The second commissioner from the state of New Hampshire shall be a member of the general court designated by the commission on interstate cooperation of the state of New Hampshire, and the term of the second commissioner ends when the general court is dissolved by the constitution or when he otherwise ceases to hold office. His successor as second commissioner shall be named in like manner. The governor, with the advice and consent of the council, shall appoint a citizen as a third commissioner who shall have a

knowledge of and interest in the marine fisheries problem. The term of said commissioner shall be three years and he shall hold office until his successor shall be appointed and qualified. A vacancy occurring in the office of the third commissioner for any reason or cause shall be filled by appointment by the governor with the advice and consent of the council for the unexpired term. The director of fish and game may delegate, from time to time to any assistant in his office the power to be present and participate, including voting, as his representative at any meeting of or hearing by or other proceeding of the commission. The terms of each of the initial three members shall begin at the date of the appointment of the appointive commissioner, provided the said compact shall then have gone into effect in accordance with Article II of the compact; otherwise they shall begin upon the date upon which said compact shall become effective in accordance with said Article II.

Any commissioner may be removed from office by the governor upon charges and after a hearing.

Further amend the bill by renumbering section 4 to read section 5.

* * *

On motion of Rep. Drew the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

INTRODUCTION OF SENATE BILLS

The following Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 93

relative to exemption from taxation of merchandise in transit in public commercial storage warehouses. To Ways and Means.

SB 75

excepting non-professional ski patrolmen from minimum wage provisions. To Labor.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 23

to authorize the hiring of a registered nurse at the New Hampshire Soldiers' Home.

RECONSIDERATION

HB 223

Rep. Newell, having served notice of reconsideration of HB 223, An Act relative to expenditure of funds from special motor vehicle licenses, moved that the House reconsider its action whereby it ordered HB 223 to third reading.

(discussion ensued)

Rep. Newell withdrew his motion to reconsider.

* * *

The Chair announced that today is the 74th birthday of Rep. Maxwell.

* * *

Reps. Head of Laconia, Casey, Cullity and Hurley of Manchester offered the following resolutions:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Marcus E. Diffenderfer, former Representative from Ossipee, and

Whereas, Representative Diffenderfer served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Representative Diffenderfer, and be it further

Resolved, that a copy of these Resolutions be forwarded to his widow, Mrs. Etta Diffenderfer.

* * *

Resolutions adopted by vv.

* * *

On motion of Representative Pickett the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills were read a third time passed, and sent to the Senate for concurrence.

HB 223

relative to expenditure of funds from special motor vehicle licenses.

HB 297

relating to investments of savings banks in federal government agency obligations, unsecured notes, and other securities and mortgages.

HB 298

relating to investments of savings banks in mortgages, municipal obligations and capital notes.

HB 454

relative to disposition of municipal records.

* * *

SB 53

to extend under certain conditions the period for payment from general appropriations, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

* * *

On motion of Rep. Kersting the House adjourned at 12:57 P. M.

Tuesday, April 11

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

In our economic life, O God, we ask you to save us from exploitation of all human and natural resources. In our desire for material gain we have been guilty of upsetting the balance of nature as well as society. Deliver us from greed and callous insensitivity toward our land and those who populate it. Deliver us from self-deception and the notion that 19th century answers will always solve 20th century problems. And may all of us, in our working, getting, and spending, realize more fully the problems of the technological society in which we live. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Gardner led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Mrs. Underwood, wife of Rep. Underwood. Rep. and Mrs. Underwood are celebrating their 48th Wedding Anniversary.

Miss Julie Anne Berube, Mr. Bernard Thornton and Mr. Martin Saville, courtesy of Rep. Murphy. Messrs. Thornton and Saville are students from London, England under the Exchange Program.

Former Representative Leroy Locke of Hillsborough, courtesy of Rep. Sterling.

Mrs. Lorna Trowbridge, wife of Rep. Trowbridge, Mrs. Louise Bergeron, Librarian of Harrisville and Mrs. Millard M. Worcester, Librarian of Dublin, courtesy of Rep. Trowbridge.

4th Grade from the Hampton Center School, courtesy of Reps. Casassa, Ratoff and Shindledecker.

Mrs. Norma Davis, Town Clerk, Mr. Albert Bourque, Jr., Selectman, and Mr. Donald Dollard, all of Auburn, courtesy of Rep. Griffin.

Mrs. Smith, wife of Rep. Robert A. Smith.

Mrs. Rohrbacher, courtesy of Rep. Barnes.

LEAVES OF ABSENCE

Rep. Vickery was granted leave of absence for the day on account of illness.

Rep. Beaudoin was granted leave of absence for the week on account of illness.

Rep. Hartigan was granted leave of absence for today and Wednesday on account of important business.

Rep. Cone was granted leave of absence for the week on account of important business.

Reps. O'Neil, Manchester and Hoar were granted leaves of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 537

relative to the construction of new instructional buildings, alterations and additions to certain present buildings, services and utilities at the university of New Hampshire. (Greene of Rockingham Dist. 22, and Smith of Grafton Dist. 18 — Education)

HB 538

to establish an out door advertising commission and to control the erection and maintenance of billboards and other outdoor advertising devices under its jurisdiction. (O'Neil of Cheshire Dist. 12 — To Public Works)

HB 539

to enlarge the board of chiropractic examiners, to limit their terms of office and to have additional subjects of examina-

tion. (Andersen of Merrimack Dist. 25 — To Executive Departments and Administration)

HB 540

providing that state legislators and executive councilors may act as sales representatives for liquor distributors. (Christie of Hillsborough Dist. 12 — To Judiciary)

HB 541

relative to the suppression of forest pests. (Davis of Carroll Dist. 5 — To Resources, Recreation and Development)

HB 542

relative to the control of junkyards on the interstate and federal-aid primary highway systems in order to meet the requirements of the "Highway Beautification Act of 1965". (Edwards of Hillsborough Dist. 1 — To Public Works)

HB 543

relative to a budget committee for the Newfound Area School District. (Urie of Belknap Dist. 1 — To Education)

HB 544

relative to rules and regulations of the state liquor commission and requiring legislative approval. (Christie of Hillsborough Dist. 12 — To Liquor Laws)

HB 545

establishing the New London district court. (Gay of Merrimack Dist. 1, Sherman of Merrimack Dist. 2, and Thompson of Merrimack Dist. 19 — To Judiciary)

HB 546

relative to fees for a motor vehicle used exclusively as a bus for transportation of minors to functions of nonprofit organizations. (Marcotte of Strafford Dist. 5 — To Transportation)

HB 547

providing maintenance for certain classified employees. (Watson of Belknap Dist. 5 — To Executive Departments and Administration)

HB 548

extending the powers of the coordinating board of advanced education and accreditation. (Berry of Strafford Dist.

3, Greene of Rockingham Dist. 22, and O'Neil of Cheshire Dist. 12 — To Education)

HB 549

authorizing the police and public officials to withhold the names of victims of rape and other related assaults. (Tasoulas of Cheshire Dist. 13, and Cate of Merrimack Dist. 20 — To Judiciary)

COMMITTEE REPORTS**HB 111**

relative to expanded state activity in the field of water pollution control. Rep. Claflin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out everything after the title of the bill and inserting in place thereof the following:

Whereas, the water pollution control efforts of the several states have been receiving increasing federal attention, encouragement, and economic support throughout the period since 1956 when the government enacted the Water Pollution Control Act of 1956; and

Whereas, the Federal Water Quality Act of 1965 (PL 89-234), fully recognizing the need for expanded activity in this area of national concern, further requires that the state of New Hampshire very materially accelerate its program of classification and enforcement; and

Whereas, the Governor's Committee on Codes of Water Quality and Water Pollution Abatement has studied and reported on the modifications in state law and staffing necessary to meet the provisions of the Water Quality Act of 1965; now, therefore,

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Change in Name of Commission. Amend paragraph VI of RSA 149:1 by striking out said paragraph and inserting in place thereof the following: VI. "Commission" means the New Hampshire water supply and pollution control commission hereinafter established.

2 Membership. Amend paragraph I of RSA 149:2 (supp) as amended by 1965, 267:2 by striking out the words "water pollution commission" in line two and inserting in place thereof the words (water supply and pollution control commission) and by striking out the words "one of the commissioners of the public utilities commission to be named by the governor with the consent of the council" in lines eleven and twelve and inserting in place thereof the words (the commissioner of the department of safety), by striking out the word "eleven" in line two and inserting in place thereof the word (thirteen), by striking out the word "three" in line twelve and inserting in place thereof the word (four), and by inserting after the word "state" in line thirteen the words (one of whom shall represent the vacation home or private recreational interests of the state) so that said paragraph as amended shall read as follows: I. There is hereby created a commission to be known as the New Hampshire water supply and pollution control commission which shall consist of thirteen members, as follows: one member to be appointed by the governor with the consent of the council for a term of six years, who shall be the chairman of said commission; a member representing the public who shall be appointed by the governor with the consent of the council for a term of six years, who shall be vice-chairman of said commission; the director, division of public health services; the director of the fish and game department; the director of the division of parks; the director of the planning and research office, the division of economic development; the chairman of the water resources board; the commissioner of the department of safety; five members-at-large, two of whom shall represent the industrial interests of the state, one of whom shall represent the vacation home or private recreational interests of the state, one of whom shall represent the agricultural interests of the state, and the other an employee of any municipal or privately-owned water works in the state. The members-at-large shall be appointed by the governor with the consent of the council, and all members appointed by the governor shall hold office for six years and until their successors shall be appointed and qualified. All appointive members shall receive no compensation for their services but shall receive necessary traveling and other expenses while engaged in actual work of the commission. The other members of the commission shall receive no additional compensation for their services as members of this commission other than their regular salaries or per diem expenses from their re-

spective state departments, but shall receive their necessary traveling and other expenses while engaged in actual work of the commission, which said expenses shall be paid from the appropriations of this commission.

3 Employees. Amend RSA 149:2 (supp) as amended by 1965, 267 by inserting at the end thereof the following new paragraphs:

IV. The executive director, subject to the approval of the commission, shall appoint a deputy executive director and chief engineer, a chief aquatic biologist, and a director of municipal services and assistance. The foregoing personnel shall hold office during good behavior and may be removed only for cause and after being given a copy of the charges against them and an opportunity to be heard publicly on such charges. Said personnel shall perform such duties as may be assigned to them by the executive director, and in the case of the deputy executive director and chief engineer, he shall during the absence of the executive director perform all the duties and exercise all the powers of that office.

V. The qualifications for the above positions shall be as follows: The deputy executive director and chief engineer shall be a professional engineer registered in New Hampshire and specializing in sanitary engineering and having had a minimum of ten years responsible experience in the administration of major sanitary engineering programs at state, interstate or federal levels. The chief aquatic biologist shall be a university graduate with an advanced degree in biology and shall have a minimum of ten years recent significant experience in the field of water supply and water pollution control. The director of municipal services and assistance, shall be a professional engineer registered in New Hampshire and specializing in sanitary engineering and having had a minimum of seven years administrative experience, or a university graduate with an advanced degree in public health followed by at least ten years of recent significant experience in this or closely related fields.

VI. The executive director, subject to the approval of the commission shall appoint a pesticide surveillance scientist. Said scientist shall preferably have a master's degree in biology, chemistry or biochemistry or a related or similar field. His salary shall be as fixed by RSA 94:1.

4 Standards for Classification of Surface Waters. Amend paragraph II of RSA 149:3, as amended by 1963, 26:2 by striking out said paragraph and inserting in place thereof the following: II. Class B waters shall be of the second highest quality and shall have no objectionable physical characteristics, shall be near saturation for dissolved oxygen, and shall contain not more than two hundred forty coliform bacteria per one hundred milliliters. There shall be no disposal of sewage or waste into said waters except those which have received adequate treatment to prevent the lowering of the physical, chemical or bacteriological characteristics below those given above, nor shall such disposal of sewage or waste be inimical to fish life or to the maintenance of fish life in said receiving waters. The pH range for said waters shall be 6.5 to 8.0 except when due to natural causes. Any stream temperature increase associated with the discharge of treated sewage, waste or cooling water shall not be such as to appreciably interfere with the uses assigned to this class. The waters of this classification shall be considered as being acceptable for bathing and other recreational purposes and, after adequate treatment, for use as water supplies.

5 Class C Waters. Amend paragraph III of RSA 149:3 by striking out said paragraph and inserting in place thereof the following: III. Class C waters shall be of the third highest quality and shall be free from slick, odors, turbidity, and surface-floating solids of unreasonable kind or quantity, shall contain not less than five parts per million of dissolved oxygen; shall have a hydrogen ion concentration within the range of pH 6.0 to 8.5 except when due to natural causes; and shall be free from chemicals and other materials and conditions inimical to fish life or the maintenance of fish life. Any stream temperature increase associated with the discharge of treated sewage, waste or cooling water shall not be such as to appreciably interfere with the uses assigned to this class. The waters of this classification shall be considered as being acceptable for recreational boating, fishing, or for industrial water supply uses either with or without treatment depending upon individual requirements.

6 Class D. Waters. Amend paragraph IV of RSA 149:3 by striking out said paragraph and inserting in place thereof the following:

IV. Class D Waters shall be the lowest classification and shall be free from slick, sludge deposits, odors, and surface-

floating materials of unreasonable kind, quantity or duration, taking into consideration the necessities of the industries involved, and shall contain not less than two parts per million of dissolved oxygen at all times. Any stream temperature increase associated with the discharge of treated sewage, waste or cooling water shall result in a receiving water temperature not in excess of 90° F. The waters of this classification shall be aesthetically acceptable. Such waters shall also be suitable for certain industrial purposes, power and navigation.

7 Minimum Treatment. Amend sub-paragraph (a) of paragraph V of RSA 149:3 by striking out the same and inserting in place thereof the following: (a) For sewage, primary treatment and disinfection resulting in substantially complete disinfection and removal of all settleable and floatable materials.

8 Engineering Services. Amend RSA 149:4 by inserting after paragraph XII (supp) as inserted by 1965, 368:2 by inserting at the end thereof the following new paragraphs:

XIII. To review, approve, and co-sign contracts for engineering services related to sewerage and other pollution control facilities jointly with the municipality or other governmental subdivision concerned. Further, the commission shall prescribe the type of contract document to be employed and may provide for the assessment of liquidated damages for failure to complete the work within the time stipulated therefor. Except for the financial assistance available to municipalities under the provisions of RSA 149-B, nothing herein shall be construed to place any additional financial obligation on the state, the commission, or its personnel.

XIV. To establish rules and regulations governing the pre-qualification of consulting engineers employed in the planning and construction of public water supply and pollution control projects. The commission is further empowered to prescribe the contract award procedures to be followed in the awarding of construction contracts involving state financial assistance.

9 Enforcement of Classification. Amend paragraph III of RSA 149:8 by striking out said paragraph and inserting in place thereof the following:

III. It shall be unlawful for any person or persons to discharge or dispose of any sewage or waste to a surface water of the state without first obtaining a written permit from the

commission. In granting such permits, the commission shall prescribe such degree of treatment as it deems reasonable and proper. The degree of treatment prescribed shall be based upon economic and technological factors, upon the projected best use of the surface waters downstream, and upon the classification enacted by the legislature. No permit shall be granted to utilize the entire dissolved oxygen assets of the surface water. The commission may prescribe a monitoring program to be performed by the applicant with periodic reports to the commission. Permits shall be reviewed periodically in order to ensure compliance with the stream classification criteria and standards adopted by the legislature for the particular waters involved. Any determination by the commission under this paragraph shall be subject to appeal as provided for in RSA 149:14.

10 Marine Toilets. Amend RSA 149-A:3 as inserted by 1957, 190:1 by inserting after the word "devices" in line eight the words (provided, however, that no such sewage shall be discharged within five hundred feet of the shoreline into any surface waters of the state) and by striking out the word "pollution" in lines six, seven and nine and inserting in each place thereof the words (supply and pollution control) so that said section as amended shall read as follows: 149-A:3 Marine Toilets, Manner of Operation. After the effective date hereof any marine toilet located on or within any boat operated on waters of this state shall have securely affixed to the interior discharge opening of such toilet a suitable treatment device in operating condition, constructed and fastened in accordance with regulations of the water supply and pollution control commission or some other treatment facility or method authorized by regulation of the water supply and pollution control commission. All sewage passing into or through such marine toilets shall pass solely through such devices provided, however, that no such sewage shall be discharged into any surface waters of the state within five hundred feet of the shore-line. The water supply and pollution control commission shall have authority to carry out the provisions of this chapter by appropriate regulations.

11 Municipal Requests for State Contributions. Amend RSA 149-B as inserted by 1959, 267:1 by inserting at the end of said chapter after section 4 (supp) as inserted by 1965, 217:1

the following new section: 149-B:5 Application Agreement. Applications for state grants under this chapter shall contain an agreement that the applicant has installed the pollution control facilities in accordance with the plans and specifications approved by the water supply and pollution control commission and will provide proper and efficient operation and maintenance of said facilities; that failure to install the facilities in accordance with said approved plans and specifications or to provide proper and efficient operation and maintenance thereof shall result in loss of payments of the annual grant installment next following such failure. Said loss of payment of the annual grant installment shall continue in effect until such time as the applicant has completed the steps necessary to install the control facilities in accordance with plans and specifications approved by this commission and/or made provision for proper and efficient operation and maintenance of said facilities in accordance with commission instructions. It is further required that the operators of pollution control facilities shall be certified as to their qualifications and ability to operate said facilities in accordance with appropriate regulations and procedures which the commission is hereby authorized to specify.

12 Municipal Budget Law. Amend RSA 32 by inserting after section 10-A (supp) as inserted by 1959, 78:3 and amended by 1961, 69:2 the following new section: 32:10-b Exceptions. In cases where the town or a village district wholly within the town has been ordered by the water supply and pollution control commission, under the provisions of RSA 147, 148 or 149, to install, enlarge or improve waterworks or to install, enlarge or improve sewerage, sewage, or waste treatment facilities, the provisions of sections 8 and 9 of this chapter shall not apply.

13 New Chapter. Amend RSA by inserting after chapter 149-D (supp) as inserted by 1965, 368:1 the following new chapter:

Chapter 149-E

Sewage Disposal Systems Near Shorelines

149-E:1 Declaration of Purpose. The purpose of this chapter is to protect water supplies and to prevent pollution in the surface waters of the state as defined in RSA 149 by inadequate sewage or waste disposal systems near shorelines.

149-E:2 Definitions. As used in this chapter unless the context indicates otherwise:

I. "Near shorelines" means any land bordering on the surface waters of the state and/or within one thousand feet of the water line at maximum water line elevation or the watershed ridge line whichever is nearer the maximum water line elevation.

II. "Sewage" means the water-carried waste products from buildings, public or private, together with such groundwater infiltration and surface water as may be present.

III "Industrial waste" means any liquid, gaseous or solid waste substance resulting from any process of industry, manufacturing trade or business or from development of any natural resources.

IV. "Other wastes" means garbage, municipal refuse, decayed wood, sawdust, shavings, bark, lime, ashes, offal, oil, tar, chemicals and other substances other than sewage or industrial wastes, and any other substance harmful to human, animal, fish or aquatic life.

V. "Waste" means industrial waste and other wastes.

VI. "Commission" means the New Hampshire water supply and pollution control commission.

VII. "Person" means any municipality, governmental subdivision, public or private corporation, individual, partnership, or other entity.

VIII. "Subdivision" means the division of a tract or parcel of land into two or more lots, tracts, or parcels for the purpose, whether immediate or future, of sale, rent, lease, building development, or any other reason; provided, however, that a sale or other conveyance which involves merely an exchange of land among two or more owners and which does not increase the number of owners, and on which no sewage disposal system is to be constructed shall not be deemed a subdivision for the purposes of this chapter.

IX. "Subdivider" means the legal owner or his authorized agent of a tract or parcel of land being subdivided.

X. "Lot" means a part of a subdivision or a parcel of land which can be used as a building site or intended to be used for building purposes, whether immediate or future.

XI. "Tract or parcel of land" means an area of land, whether surveyed or not surveyed.

XII. "Development plan" means the final map, drawing, plat or chart on which the subdivider presents his plan of subdivision to the water supply and pollution control commission for approval of planned or proposed sewage or waste disposal systems.

149-E:3 Submission and Approval of Plans and Specifications.

I. Any person proposing either to subdivide land, or construct a sewage or waste disposal system near any shoreline shall submit two copies of plans for any subdivision of land and two copies of plans and specifications for any sewage or waste disposal systems which will be constructed near any shoreline or on any subdivision or lot for approval in accordance with the zoning ordinances and/or land subdivision control regulations of the affected municipality and the requirements of the water supply and pollution control commission. Plans and specifications shall be submitted to the water supply and pollution control commission at least thirty days in advance of construction of any sewage or waste disposal system. For any part or parts of the subdivision where construction or waste disposal is not contemplated, only the lot lines, and property boundaries drawn to scale and general soil and related data are requested. The constructed sewage or waste disposal systems shall be in strict accordance with approved plans, and said facilities shall not be covered or placed in operation without final inspection and approval by an authorized agent of the commission.

II. The commission shall give notice in writing to the person submitting the plans and specifications of its approval or disapproval of such plans and specifications within thirty days of the date they are received by the commission. The commission shall send a copy of the approval or disapproval of such plans and specifications to the planning board or board of selectmen of the affected municipality.

III. No person shall construct any building from which sewage or other wastes will discharge or construct a sewage or waste disposal system near shorelines without written prior approval of the plans and specifications by the commission. Nothing herein shall be construed to modify or lessen the powers conferred upon local authorities by other statutes; provided, however, that in all instances the requirements contained in this chapter shall be considered as minimum.

IV. Plans and specifications shall be in such detail as the commission shall require.

V. The commission shall require soil data describing soils types and their physical and related characteristics as exist in the proposed subdivision. Such soil data will consist of soils maps and charts as prepared by the U. S. Department of Agriculture, Soil Conservation Service, or equivalent. The data provided by the soils map will supplement the information obtained by percolation tests and such other independent examination as the commission may require to establish the adequacy of the proposed sewage or waste disposal facilities.

VI. Lot sizes will be in accordance with the type of soil and its ability to absorb wastes without polluting water supplies or adjoining waters.

149-E:4 Reconsideration and Appeal Procedure. If any person submitting plans and specifications to the commission for its approval is aggrieved or dissatisfied with its decision, he may file a motion for reconsideration and shall have a right of appeal from the decision of the commission in the following manner:

I. Motion for Reconsideration. Within twenty days after any decision of the commission, any person whose rights may be directly affected may apply to the commission for reconsideration of any matter determined by the commission in its decision, specifying in the motion for reconsideration the grounds therefor, and the commission may reconsider and revise its decision if in the opinion of the commission good reason therefor is stated in said motion.

II. Specifications. Such motion shall set forth fully every ground upon which it is claimed that the decision of the commission is unlawful or unreasonable. No appeal from any decision of the commission shall be taken unless the appellant

shall have made application for reconsideration as herein provided, and when such application shall have been made, no ground not set forth therein shall be urged, relied on, or given any consideration by the court, unless the court for good cause shown shall allow the appellant to specify additional grounds.

III. Action on Motion. Upon the filing of such motion for reconsideration the commission shall within ten days either grant or deny the same, and shall thereby either affirm, or modify, revise, or reverse its decision.

IV. Appeal from Decision on Motion for Reconsideration. Within thirty days after the application for reconsideration is denied, or if the application is granted, then within thirty days after the decision on such reconsideration, the applicant may appeal by petition to the superior court.

V. Burden of Proof. Upon the hearing the burden of proof shall be upon the party seeking to set aside the decision of the commission to show that the same is unreasonable or unlawful, and all findings of the commission upon all questions of fact properly before it shall be deemed to be *prima facie* lawful and reasonable; and the order or decision appealed from shall not be set aside or vacated, except for errors of law, unless the court is persuaded by the balance of probabilities, on the evidence before it, that said decision is unjust or unreasonable.

VI. Parties. Any person whose rights may be directly affected by said appeal may appear and become a party, or the court may order such persons to be joined as parties as justice may require.

VII. Procedure. Upon the filing of an appeal, the clerk of court shall issue an order of notice requiring a certified copy of the record appealed from to be filed with the court. The filing of an appeal shall not suspend the decision appealed from, unless the court, on application and for good cause shown, shall grant a restraining order.

VIII. Evidence; How Considered. All evidence transferred by the Commission shall be, and all additional evidence received may be, considered by the court regardless of any technical rule which might have rendered the same inadmissible if originally offered in the trial of an action at law.

IX. Judgment. The final judgment upon every appeal shall be a decree dismissing the appeal, or vacating the decision

complained of in whole or in part, as the case may be; but in case such decision is wholly or partly vacated the court may also, in its discretion, remand the matter to the commission for such further proceedings, not inconsistent with the decree, as justice may require.

X. Appeals to Court; Certifying Record. An order of court to send up the record may be complied with by filing either the original papers or duly certified copies thereof, or of such portions thereof as the order may specify, together with a certified statement of such other facts as shown the grounds of the action appealed from.

XI. Hearing, etc. The court may take evidence or appoint a referee to take such evidence as it may direct and report the same with his findings of fact and conclusions of law.

XII. Costs. Cost shall not be allowed against the commission unless it shall appear to the court that it acted with gross negligence, or in bad faith, or with malice in making the decision appealed from.

XIII. Speedy Hearing. All proceedings under this chapter shall be entitled to a speedy hearing.

149-E:5 Duties of Commission. It shall be the duty of the water supply and pollution control commission and it shall have the power and authority:

I. To exercise general supervision over the administration and enforcement of this chapter.

II. To employ such personnel and assistance as may be necessary.

III. To adopt such rules, regulations, standards and procedures as may be required to implement the provisions of this chapter. Before adopting any such rules and regulations, the commission shall hold a public hearing on the proposed rules and regulations, at which hearing all interested parties shall be heard relative to their view on such proposed rules and regulations. A notice setting forth the proposed rules and regulations shall be published for three successive weeks in a newspaper generally circulated throughout the state. The last notice shall be published at least seven days before the hearing date. The notice shall stipulate the time and place where a public hearing on the proposed rules and regulations shall be held.

IV. In instances where no practicable system exists which will prevent pollution of surface waters of the state, to prohibit construction until such time as an acceptable method is available.

149-E:6 Enforcement. Whenever it is found that a sewage or waste disposal system or any building from which waste is being discharged is being or has been constructed near any shoreline after the effective date of this chapter without prior approval of the commission, the commission shall issue an order to cease and desist such construction or use and shall notify the appropriate local authorities. Upon certification by the commission, local officials are hereby authorized and fully empowered to exercise concurrent jurisdiction in the enforcement of this chapter.

149-E:7 Penalties. Any person who shall violate any of the provisions of this chapter or who shall fail, neglect, or refuse to obey any order of the commission or member or authorized agent of the commission issued under authority of this chapter shall be fined not more than one thousand dollars for such violation, failure, neglect, or refusal.

149-E:8 Injunction to Enforce. On application of the commission, the superior court or any justice thereof, in term time or in vacation, may enjoin any act in violation of this chapter.

14 Application of Statutes. Wherever reference is made in the Revised Statutes Annotated or in the statutes generally to the water pollution commission, it shall henceforth be construed to mean the water supply and pollution control commission.

15 Reclassification of Waters. All surface waters of the state heretofore or hereafter classified as Class B-1 or Class B-2 waters are hereby reclassified as Class B waters.

16 Tenure of Incumbents. Notwithstanding any other provisions hereof the incumbent appointive members of the water pollution commission in office on the effective date of this act shall remain in office until their successors are appointed and qualified.

17 Continuation in Office of Certain Officials. The chief water supply and pollution engineer in office at the effective date of this act shall become the first deputy executive director

and chief engineer of the water pollution commission. The director of municipal services and assistance in office at the effective date of this act shall continue in office subject to the provisions of this act. Any funds provided in the appropriation acts for the year ending June 30, 1968, and the year ending June 30, 1969, relating to the salary of the positions of chief water pollution engineer and director of municipal services and assistance of the water pollution commission, together with funds made available therefor under other provisions of this act, are hereby deemed to be appropriated to meet the salary requirements for the deputy executive director and chief engineer and the director of municipal services and assistance.

18 Salaries. Amend RSA 94:1 (supp) as amended by striking out the following:

“Executive director, water pollution commission 15,000 16,500” and inserting in place thereof the following in the proper alphabetical places:

	Minimum	Maximum
Executive director, water supply and pollution control commission	17,000	18,500
Deputy executive director and chief engineer, water supply and pollution control commission	14,500	16,000
Chief aquatic biologist, water supply and pollution control commission	11,000	12,500
Director of municipal services and assistance, water supply and pollution control commission	11,000	12,500
Pesticides surveillance scientist	10,500	12,000

19 Repeal. Paragraph XI of RSA 149:4 (supp) as inserted by 1965, 368:2 relative to pesticide surveillance scientist is hereby repealed.

20 Administration. In order to administer its duties the water supply and pollution control commission is hereby authorized to employ the following additional personnel: One sanitary engineer III, two sanitary engineers II, two civil engineers V, one engineering draftsman, seven water pollution sanitarians, one chemist III, one assistant director of municipal services and assistance, two clerk stenographers IV, one accountant I, and one clerk typist II.

21 Effective Date. This act shall take effect July 1, 1967.

* * *

Reps. Claflin, Logan and Urie spoke in favor of the amendment.

(discussion ensued)

Reps. Pickett, Fortier, Williamson, deBlois and Cobleigh spoke in favor of the amendment.

Amendment adopted by vv.

Rep. Trowbridge offered the following amendment.

AMENDMENT

Amend RSA 149-E:3, I, II and III as inserted by section 13 of the bill by striking out said paragraph and inserting in place thereof the following:

I. Any person proposing to construct a sewage or waste disposal system near any shoreline shall submit two copies of plans and specifications for any such sewage or waste disposal systems for approval in accordance with the requirements of the water supply and pollution control commission. Plans and specifications shall be submitted to the water supply and pollution control commission at least thirty days in advance of construction of any sewage or waste disposal system. The constructed sewage or waste disposal systems shall be in strict accordance with approved plans, and said facilities shall not be covered or placed in operation without final inspection and approval by an authorized agent of the commission.

II. The commission shall give notice in writing to the person submitting the plans and specifications of its approval or disapproval of such plans and specifications within thirty days of the date they are received by the commission. Unless such written disapproval shall be mailed to the person submitting the plans and specifications within thirty days from the date of receipt by the commission, the plans and specifications shall be deemed to have been approved. The commission shall send a copy of the approval or disapproval of such plans and specifications to the planning board or board of selectmen of the affected municipality.

III. No person shall construct any building from which sewage or other wastes will discharge near shorelines or construct a sewage or waste disposal system near shorelines without prior approval of the plans and specifications of the sewage or waste disposal system by the commission. Nothing herein shall be construed to modify or lessen the powers conferred upon local authorities by other statutes; provided, however, that in all instances the requirements contained in this chapter shall be considered as minimum.

* * *

The Clerk read the amendment in full.

Rep. Trowbridge explained his amendment.

(discussion ensued)

Reps. Claflin and Urie spoke in favor of the Trowbridge amendment.

Rep. Guild spoke against the Trowbridge amendment.

Amendment adopted by vv.

Rep. Cobleigh moved that HB 111 be made a Special Order for 11:01 Wednesday next.

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv.

RECONSIDERATION

HB 338

Rep. Watson, having voted with the majority, served notice that today or some subsequent day he would ask for reconsideration of HB 338, prohibiting hunting or discharge of firearms within six hundred feet of an occupied building.

* * *

COMMITTEE REPORTS (cont.)

SB 34

to repeal provisions regarding sale of pressed hay. Rep. Tirrell for Agriculture. Inexpedient to legislate.

Resolution adopted by vv.

HB 369

relative to savings bank investments in buildings subject to the unit ownership act. Rep. Charles H. Cheney for Banks. Ought to pass.

Ordered to third reading by vv.

HB 39

relative to the form of ballots for biennial elections. Rep. Bingham for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "Vote for not more than, followed by a spelled number designating how many persons are to be voted for" in lines eight, nine and ten and inserting in place thereof the words ("Vote for any (here insert a spelled number designating how many persons are to be voted for) but not more than (here insert a spelled number designating how many persons are to be voted for) ") so that said section as amended shall read as follows:

1 Number for Office. Amend RSA 59:6 (supp) as amended by 1963, 105:1 by striking out said section and inserting in place thereof the following: 59:6 Designation of Office. Immediately to the left of each set of party columns shall be printed a column in which shall be printed the political designation of the office for which the candidates whose names are listed in the party columns to the right have been nominated, as "For Governor" and the like, and below such political designation of each office shall be printed in small but easily legible letters "Vote for any (here insert a spelled number designating how many persons are to be voted for) but not more than (here insert a spelled number designating how many persons are to be voted for)".

Further amend the bill by inserting after section 2 the following new section:

3 Number for Office on Primary Ballots. Amend RSA 56:29 by striking out said section and inserting in place thereof the following: 56:29 Preparation. At least ten days before any primary is to be held an official ballot for each political party shall be prepared by the secretary of state, and shall be as nearly as is practicable in the same form as ballots used at elections.

Immediately to the left of the column in which appears the names of the candidates for nomination, there shall be printed a column in which shall be printed the political designation of the office for which the candidates seek the nomination, as "For Governor" and the like, and below such political designation of each office shall be printed in small but easily legible letters "Vote for any (here insert a spelled number designating how many persons are to be voted for) but not more than (here insert a spelled number designating how many persons are to be voted for)".

Further amend the bill by renumbering section 3 to read section 4.

* * *

Reps. Bingham and Spitzli explained the amendment.

(discussion ensued)

Rep. Plumer spoke in favor of the amendment.

Amendment adopted, bill ordered to third reading by vv.

HB 128

relative to filing for nominations in primary elections. Rep. Keenan for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the word "offices" in line four the following new sentence (For the purposes of this section incompatible offices shall include the offices of representative to the general court, state senator and councilor.) so that said section as amended shall read as follows:

1 Primary Elections. Amend RSA 56 by inserting after section 28 the following new section: 56:28-a Incompatible Offices. No person shall file declaration of candidacy or primary petitions for nomination at the primary for incompatible offices. For the purposes of this section incompatible offices shall include the offices of representative to the general court, state senator and councilor. If any person shall file for such incompatible offices the secretary of state shall advise the person of the provisions hereof and said person shall then advise the secretary of state which of said offices he wishes to retain in order to seek

said nomination. If a filing fee has been paid for a declaration of candidacy which he declines the fee shall be returned to him.

* * *

Amendment adopted, bill ordered to third reading by vv.

HB 465

repealing certain obsolete provisions of the laws relating to the superior court. Rep. Healy for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 43 the following new section: 44 Repeal. RSA 513:13, Hearing by Justices, is hereby repealed. Further amend the bill by renumbering section 44 to read section 45.

* * *

Amendment adopted, bill ordered to third reading by vv.

HB 466

to prohibit professional boxing bouts. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 206

to exclude the day of posting in counting the period of time a town warrant must be posted. Rep. Hanson for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to computation of time for posting a town or school district warrant.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Town Meeting. Amend RSA 39:5 by inserting after the word "meeting" in line five the words (not counting the day of posting nor the day of the meeting) so that said section as amended shall read as follows: 39:5 Posting Warrant. The se-

lectmen may address their warrant to the inhabitants of the town qualified to vote in town affairs, in which case they shall post an attested copy of such warrant at the place of meeting, and a like copy at one other public place in the town, fourteen days before the day of meeting, not counting the day of posting nor the day of the meeting.

2 School District Meeting. Amend RSA 197:7 by inserting after the word "meeting" in line four the words (not counting the day of posting nor the day of the meeting) so that said section as amended shall read as follows: 197:7 Posting Warrant. The school board or justice issuing a warrant shall cause an attested copy of it to be posted at the place of meeting, and a like copy at one other public place in the district, fourteen days before the day of meeting, not counting the day of posting nor the day of the meeting.

3 Effective Date. This act shall take effect January 1, 1968.

* * *

Amendment adopted, bill ordered to third reading by vv.

SPECIAL ORDER

HB 266

Rep. Bednar called for Special Order of HB 266, relative to disclosure of finance charges.

Rep. Bednar moved that HB 266 be recommitted to the committee on Banks and spoke in favor of the motion.

Rep. Bigelow spoke in favor of the motion.

Motion adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, House Joint Resolutions and Senate Joint Resolution:

HB 23

to authorize the hiring of a registered nurse at the New Hampshire Soldiers' Home.

HB 80

relative to marine fisheries and shellfish.

HB 148

providing for the assessment and collection of a special head tax for state purposes.

HB 186

relative to pari-mutuel pools at running horse race meets.

HB 228

relative to the taxation of house trailers.

HB 261

exempting a motion picture projectionist from liability under the obscenity statute.

HB 275

to discontinue sessions of superior court at Colebrook and Derry.

HB 299

increasing the salary of Cheshire county attorney.

HB 325

relative to the use of funds of credit unions.

HJR 30

providing reimbursement to Marguerite Hastings for expenses incurred as a staff member of the board of nursing education and nurse registration.

HJR 40

in favor of Harry L. Hurlbert.

HJR 50

establishing a special committee to recommend a policy of insurance coverage on state property.

SJR 7

in favor of Albert I. Larivee.

Rep. Moulton for the committee

COMMITTEE ASSIGNMENT

Rep. Thibeault appointed to the Transportation committee.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock

this afternoon to be in order at the present time, that third reading of bills be by title only and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 369

relative to savings bank investments in buildings subject to the unit ownership act.

HB 39

relative to the form of ballots for biennial elections.

HB 128

relative to filing for nominations in primary elections.

HB 465

repealing certain obsolete provisions of the laws relating to the superior court.

HB 206

relative to computation of time for posting a town or school district warrant.

* * *

The Chair announced that today was the 71st birthday of Rep. Brocklebank.

* * *

On motion of Rep. Mousseau the House adjourned at 1:11 P. M.

Wednesday, April 12

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain Frank Sherman from the Union Congregational Church, Greenfield, N. H. and Chaplain of the Crotched Mountain Rehabilitation Center as follows:

"Almighty God, grant to those who are here gathered the wisdom of thy guidance as they go about their daily business and activities. May the members of this General Court be blessed by thy presence and care. And may their deliberations and debates be carried on in thy sight and with thee in mind.

"Dear Lord, deliver all of us from afflictions of mind, thought, and deed that would limit our abilities of service and helpfulness. May thy spirit of peace and brotherhood be ever-present in our daily lives, and may we find a common way toward unity in action and purpose.

"Heavenly Father, look with favor upon our beloved state: its leaders, its workers, its citizens. May it prosper in thy sight.

"We pray these things in the name of the Father, and of the Son, and of the Holy Spirit. Amen."

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Donald C. Davis led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Miss Mary Hammond, Mrs. Richard Sweet, Mrs. Stanley Walters, all of East Sullivan and Mrs. James C. Bingham of Munsonville, courtesy of Rep. Bingham.

Pembroke Academy Civics Class, courtesy of The Pembroke Delegation.

Students from Haverhill High School, courtesy of Reps. McMeekin and Phil A. Bennett.

Mrs. A. George Manning, wife of Rep. Manning. Today is Rep. Manning's 68th birthday.

Maurice Chaloux, Robert Bourgeault, Norman LaCroix and Henry Boucher, courtesy of The Berlin Delegation.

LEAVES OF ABSENCE

Reps. Robert C. Brown and Ellms were granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 550

repealing the statutes regulating the segregation and treatment of sexual psychopaths. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 551

relative to the appointment of bail commissioners, and to surety companies acting as professional bondsmen. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 552

establishing a minimum salary for public school teachers. (Scott-Craig of Grafton Dist. 9, Smith of Grafton Dist. 18, Raiche of Hillsborough Dist. 34, and Clark of Strafford Dist. 4 — To Education)

HB 553

to provide for the election of members of the state board of education. (Bradley of Grafton Dist. 19, Manning of Coos Dist. 2, Hunt of Coos Dist. 2, Chamberlain of Belknap Dist. 7, and Rep. Fortin of Hillsboro Dist. 9 — To Education)

HB 554

relative to payment by the state in certain cases of the cost of educating children living in foster homes. (Davis of Hillsborough Dist. 6 — To Public Welfare and State Institutions)

HB 555

prescribing the mode of fixing salaries of officers and employees of the city of Lebanon. (Duhaime of Grafton Dist. 12 — To Lebanon Delegation)

HB 556

requiring the approval of the council for transfer of appropriated funds of the city of Lebanon by department heads. (Duhaime of Grafton Dist. 12 — To Lebanon Delegation)

HB 557

prescribing a line-item budget for the city of Lebanon and fixing the date of adoption of the budget. (Duhaime of Grafton Dist. 12 — To Lebanon Delegation)

HB 558

relative to the power of the mayor of Nashua as chairman ex officio of the board of public works. (Bouchard of Hillsborough Dist. 14 — To Nashua Delegation)

HB 559

relative to the operation and maintenance of safety rest areas on the state highway system. (Stafford of Belknap Dist. 12 — To Public Works)

HB 560

authorizing the state treasurer to lapse certain accounts to the general fund. (Hanson of Merrimack Dist. 6 — To Appropriations)

HB 561

to exempt from local real property taxes real estate belonging to the Benevolent and Protective Order of Elks. (Pickett of Cheshire Dist. 17, and Stafford of Belknap Dist. 12 — To Ways and Means)

HB 562

to provide for a tax on incomes. (Galbraith of Sullivan Dist. 7 — To Ways and Means)

HB 563

to annex the Isles of Shoals to the town of Rye. (Greene of Rockingham Dist. 22 — To Municipal and County Government)

HJR 65

in favor of Arthur J. Ware of Weare. (Sawyer of Hillsborough Dist. 3 — To Claims and Aeronautics)

RECONSIDERATION

Rep. Lambert, having voted with the majority, served notice that today or some subsequent day he would ask for reconsideration of HB 39, relative to the form of ballots for biennial elections.

COMMITTEE REPORTS

HJR 60

to appropriate money for a radio communications system for the fish and game department. Rep. Ferguson for Appropriations. Ought to pass.

Ordered to third reading by vv.

HB 382

establishing a state commission on the status of women. Rep. Rossley for Executive Departments and Administration. Majority: Ought to pass. Minority: Rep. Lloyd G. Sherman, Rep. Paul Brown, Rep. Stuart B. Allan, Rep. George B. Roberts, Jr. Inexpedient to legislate.

The reports were accepted.

Rep. Shirley Clark explained the committee report.

Rep. Sherman moved that the report of the minority, inexpedient to legislate, be substituted for the report of the majority, ought to pass, and spoke in favor of the motion.

Reps. Paul E. Brown, Bradley, Mackintosh and Barnes spoke in favor of the motion.

Reps. Schwaner, Winkley, McDonough, Corey, Normandin and Guild spoke against the motion.

At the request of Rep. Pickett, Rep. Normandin answered questions regarding the bill.

(discussion ensued)

Question being on the motion that the report of the minority, inexpedient to legislate, be substituted for the report of the committee, ought to pass.

On a vv the motion was adopted.

Rep. Shirley Clark requested a division.

184 members having voted in the affirmative and 139 members having voted in the negative, the report of the minority was adopted.

HB 425

establishing a bureau of family care in the office of the director of the division of mental health. Rep. Drabinowicz for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend RSA 126-A:36 as inserted by section 1 of the bill by striking out the words "children and adults" in lines three and four and inserting in place thereof the words (persons) so that said section as amended shall read:

126-A:36 Duties and Functions of Bureau. The bureau of family care shall be responsible for the recruitment, selection, and approval of family care homes for mentally retarded and mentally ill persons, and for the selection, placement, and supervision of mentally retarded and mentally ill patients in family care homes throughout the state, said patients being those who no longer need residential care in an institution, but who do not have a suitable home to which to return, except that children shall be placed in accordance with RSA 170. It shall have the responsibility of selecting suitable family care homes with professional understanding and care for this specialized, handicapped population, recognizing that prior to actual placement of such patients, considerable planning is necessary with the patient, hospital staff, the patient's relatives, the family care home "parents", and the community in which the patient will live. The bureau shall select patients for placement in family care homes only in conjunction with, and at the recommendation of, the professional staffs of the institutions concerned. It shall have the responsibility for maintaining continuous contacts with the patient, the hospital staff, the patient's relatives, the family care home "parents" and with the community in which the patient will live. The bureau shall further have the responsibility for supervising the patient in the family care home through social casework counseling and for eventually recommending either the patient's release from convalescent care status or his return to the institution. It shall establish and maintain close coordination with the institutional and com-

munity health, welfare and vocational agencies with a view of promoting the successful treatment and rehabilitation of the patients placed in family care homes.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 423

creating the New Hampshire Standardbred Advisory Commission within the department of agriculture. Rep. Lloyd G. Sherman for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 457

relative to out-of-state insurance coverage. Rep. Shindle-decker for Insurance. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Commission on Out-of-State Coverage to Nonresident Agent. Amend RSA 8:19 IX (supp), as amended by 1957, 270:1, by inserting after the word "state" in line 9 the words (with the exception of any risk located outside the state,) so that said section as amended shall read as follows: IX. After consultation with, and approval by, the board of approval as established by RSA 93:2, purchase liability insurance under a fleet policy covering the operation of state owned vehicles, and such other insurance and surety bonds as any state department, agency or official may now or hereafter be legally authorized to secure, or required to furnish; provided that approval shall not be granted for any such insurance or surety bonds unless the same have been negotiated for, are procured from and the premium therefor is to be paid to a resident agent of an insurance company registered and licensed to do business in this state. With the exception of any risk located outside the state no such insurance company or resident agent, personally or by another, shall allow, give or pay, directly or indirectly, to any nonresident agent or nonresident broker any part of the commission on the sale of such insurance or surety bonds. The in-

surance commissioner may suspend or revoke the license of any resident agent or insurance company violating the provisions hereof.

* * *

Amendment adopted by vv.

At the request of Rep. Williamson, Rep. Call explained the bill.

Ordered to third reading by vv.

HB 126

relating to the powers of administrators. Rep. Spitzli for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1 Administration of Estates. Amend RSA 554:8 by striking out the same and inserting in place thereof the following: 554:8 Accountability for Stocks, etc. All stocks and bonds shall be accounted for by the administrator at the prices which they shall bring at a public or private sale made in accordance with a license granted by the judge, or a power conferred by will; and the administrator shall be credited with the loss, or charged with the gain, upon such sale, provided he conducts it with fidelity and impartiality. Whenever an administrator transfers any stocks or bonds without first obtaining a license granted by the judge, he shall notify the register of probate within thirty days of the date of transfer and of the name and amount of such stocks and bonds.

* * *

Amendment adopted, ordered to third reading by vv.

HB 361

relative to the sale of liquor to hotels and clubs on credit. Rep. Collishaw for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HB 505

providing for appointment of supervisors pro tem. Rep. Bednar for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 420

to authorize the practice of mechanical dentistry, Rep. Mahony for Public Health. Inexpedient to legislate.

Rep. Brungot moved that HB 420 be referred to the Legislative Council and spoke in favor of the motion.

Rep. McMeekin moved that the bill be indefinitely postponed.

* * *

The Chair explained to the House that the motion to refer to the Legislative Council was equivalent to a motion to commit, and as such, had a higher precedence than the motion to indefinitely postpone; and that the motion to indefinitely postpone therefore would not lie.

* * *

The question now being on the motion to refer HB 420 to the Legislative Council.

Reps. Oleson, Gagne, Hayes, George E. Gordon, A. George Manning, O'Hara, Kersting, Hackler and Pickett spoke in favor of the motion.

(discussion ensued)

Reps. McMeekin, Mahony, Gay, Andersen, Howard and Palmer spoke against the motion.

(discussion ensued)

Rep. Maloomian moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion to refer HB 420 to the Legislative Council.

The motion was not adopted by vv.

Rep. Desilets demanded the Yeas and Nays and it was seconded by Rep. Oleson.

ROLL CALL

Yeas 109

COOS COUNTY: Huggins, Marsh, Noyes, Bushey, Hunt, Manning, A. George, O'Hara, Oleson, Fortier, Sullivan, Desilets, York, Elmer H., Brungot, Williams, Bouchard, Arthur A., Gagnon, Parent, Thurston, Emerson.

GRAFTON COUNTY: Beard, Putnam, Duhaime, Roger M., Dulac, Lucina A., Merrill, Morse.

HILLSBOROUGH COUNTY: Barnard, Bartlett, Weillbrenner, Fortin, Bragdon, Wallin, Belcourt, LaPlante, Lesage, Reynolds, Desmarais, Marquis, Chamard, Dionne, John B., Gallagher, Peabody, Milne, Dion, Leo L., Pratt, Manning, Thomas E., Walsh, Edward J., Clancy, Conway, Healy, Lomazzo, Thibeault, LaFrance, Martel, Albina S., Bernier, Raiche, Derome, Walsh, Michael P., Belanger, Bergeron, Levasseur, Nalette, Allard, Lambert, Rousseau.

MERRIMACK COUNTY: Gamache, Gordon, George E., Kersting, Gilman, Kenney, Laroche, York, Edward H., Howland.

ROCKINGHAM COUNTY: Tuttle, Crossland, Ciborowski, Greene, McEachern, Archie D., McEachern, Joseph A., White, Julia H., Bowlen.

STRAFFORD COUNTY: Habel, Coffin, Boire, Fournier, Rolfe, Winkley, Johnson, Harry S., Balomenos, Leighton, Nelson, Guilmette, Young, McQuade.

SULLIVAN COUNTY: Gaffney, Prudhomme, Campbell, Barrows, Wright, Herbert H.

BELKNAP COUNTY: None.

CARROLL COUNTY: Farrington, Hayes, Hickey.

CHESHIRE COUNTY: Forbes, McGinness, Dunham, Hackler, MacFarlane, Keating, Webster, Pickett.

Nays 253

COOS COUNTY: Drake, Sherman, Lloyd G., Taylor, Dubey.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, McGee, Foss, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Manchester, Scott-Craig,

Smith, Manson B., Whipple, Plumer, Pryor, Bell, Smith, Stephen W., Sr., Bradley.

HILLSBOROUGH COUNTY: Edwards, Eaton, Sterling, Sawyer, Knight, Vallee, Colburn, Marjorie D., Davis, Donald C., Karnis, Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Ferguson, Bridges, Brocklebank, Bouchard, Maurice L., Barker, Helen A., Burnham, Cobleigh, Drabinowicz, Mason, Poliquin, Boisvert, Levesque, Dion, Robert A., Dubois, Lavallee, Bissonnette, Latour, Migneault, Bednar, Keenan, Cox, Wright, John W., Jr., Graf, Loxton, Wiggin, Ainley, Gordon, Charles F., Lang, Pettigrew, Ackerson, Barrett, Gardner, William J., Mahony, Montplaisir, Cullity, McDermott, Welch, John L., Corey, Casey, O'Connor, LeClerc, Blanchard, Champagne, Chevette, Delisle, Grady, Edward J., Sweeney, James A., Hurley, Martel, Albert A., Normand, Capistran, Daniel, Soucy, Charles A., Burke, Grady, Emmett J.

MERRIMACK COUNTY: Gay, Paul B., Sherman, Kenneth L., Bigelow, Maxwell, Gile, Reddy, Hanson, Enright, Stevens, Buatti, Mousseau, Kopperl, Thompson, Doris L., Kelley, Greeley, Mattice, Bork, Thompson, Arthur E., Cate, Davis, Alice, Henry, Call, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Andersen, Chris K., Peaslee, Sanders, Babineau, Fuller, Newell, Roby, Maxham, Rufo.

ROCKINGHAM COUNTY: Fernald, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Tarbell, Barron, Morrill, Morrison, Peever, Clark, Ernest D., White, George W., Sr., Palmer, Schwaner, Spollett, Cummings, Everett, Underwood, Goodrich, Hoar, Sewall, Twardus, Barker, Nelson E., Eastman, Ferron, Junkins, Hamel, Cheney, George L., Barnes, Casassa, Ratoff, Shindlecker, Leavitt, McDonough, Weeks, Keefe, Maynard, Conlon, Quirk, Sadler, Dame, C. Cecil, Osborn, Jameson, Gerber, Ingraham, Rossley.

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Marcotte, Maloomian, Rubins, Corriveau, Blanchette, Bernard, Mudgett, Murphy, Colbath, Parnagian, Richardson.

SULLIVAN COUNTY: Logan, Mackintosh, Nahil, Spaulding, Burrows, D'Amante, Cummings, Maurice H., Saggiotes, Frizzell, Galbraith, Merrifield, Williamson.

BELKNAP COUNTY: Urie, Allan, Stuart B., Piper, Joslyn, Randall, Guild, Watson, Roberts, George B., Chamberlain, Kenneth W., Sr., Deblois, McCarthy, Dearborn, Normandin, Head, Dulac, Lucien R., Foster.

CARROLL COUNTY: Howard, Davis, Esther M., Remick, Davis, Dorothy W., Chamberlain, Leslie M., Claflin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Trowbridge, Yardley, Austin, Bussiere, Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, O'Neil, Tasoulas, Pollock, Saunders, Gutterson, Heald, Cleon E., Mackenzie, Smith, Robert A., Barker, Sheldon L., Moran.

and the motion to refer the bill to the Legislative Council was lost.

The question now being on the resolution of the committee, Inexpedient to Legislate.

Resolution adopted by vv.

RECONSIDERATION

Rep. McMeekin, having voted with the majority, moved that the House reconsider its vote whereby it killed HB 420 and spoke against the motion.

Motion lost by vv.

RECESS

AFTER RECESS

COMMITTEE REPORTS CONTINUED

HB 429

to require the closing of Kancamagus Highway from November 1 to May 1. Rep. McGee for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out the title and inserting in place thereof the following:

An Act

relative to the use of Kancamagus highway in winter.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Winter Maintenance. The class II highway known as the Kancamagus highway as established by 1957, 268 and 1961, 184:1 shall be winter maintained at the discretion of the commissioner of public works and highways. In order to provide the maximum degree of safety the commissioner is authorized to determine the number of hours per day and the number of days that traffic is permitted to use the Kancamagus highway.

* * *

Rep. O'Hara spoke against the amendment.

Reps. Stafford and Pryor spoke in favor of the amendment.

(discussion ensued)

Amendment adopted, bill ordered to third reading by vv.

HB 422

relative to employment of registered architects and engineers on new state buildings. Rep. Barnard for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Public Works Contracts. Amend paragraph I of RSA 228:4 by striking out the figure "\$25,000" in line fifteen and inserting in place thereof the figure (\$75,000) so that said paragraph as amended shall read as follows: I. It is hereby declared to be the policy of the state that major state projects, except normal highway and bridge maintenance and betterments, state aided town roads and bridges, and state aid road and state aid bridge projects, where federal funds are not involved; maintenance and betterments on fixed plants or buildings, the estimated cost of which is \$5,000 or less; and such projects, with the approval of the governor and council, as may be executed under chapter 481, RSA, when financed either (a) by the use of not exceeding \$5,000 appropriated by the legislature, and (b) by use of funds obtained through the sale of revenue bonds or by use of funds obtained from a source other than an appropriation by the legislature or by both (a) and (b), shall be

built by the contract method under competitive bidding, and that independent registered professional architects or registered professional engineers shall be employed for the construction, maintenance and betterments on fixed plants or buildings whose cost exceed \$75,000. It is further declared to be the policy of the state that all awards under such competitive bidding shall be to the lowest responsible bidder. It is further declared to be the policy of the state that state contract construction shall not be performed on the basis of a cost-plus contract, so-called. Projects not in excess of \$10,000 may be done on a force account basis upon the recommendation of the commissioner with the approval of the governor and council and it is further provided, that in an emergency, such sum may be exceeded upon the recommendation of the commissioner with the approval of the governor and council.

* * *

Amendment adopted, bill ordered to third reading by vv.

SPECIAL ORDER

HB 111

Rep. Claflin called for Special Order on HB 111, relative to expanded state activity in the field of water pollution control. The bill being on second reading and open to amendment.

Rep. Claflin offered the following amendment.

AMENDMENT

Amend section 17 of the bill by striking out the same and inserting in place thereof the following:

17 Continuation in Office of Certain Officials. The chief water supply and pollution engineer in office at the effective date of this act shall become the first deputy executive director and chief engineer of the water pollution commission. The director of municipal services and assistance in office at the effective date of this act shall continue in office subject to the provisions of this act.

Further amend the bill by striking out sections 18 and 20.

Further amend the bill by renumbering sections 19 and 21 to read 18 and 19 respectively.

* * *

The Clerk read the amendment in full.

Rep. Claflin explained the amendment.

Amendment adopted by vv.

(discussion ensued)

Bill ordered to third reading by vv.

REPORTS OF COMMITTEE ON THE JOURNAL

The Committee on the Journal, having examined the Journal of Wednesday, March 29, 1967, offers the following resolution and recommends its adoption:

Resolved, That, in connection with HB 56, An Act increasing fees for lobster licenses, and in keeping with earlier House acceptance of a committee of conference report on said bill, the Journal of the House of Wednesday, March 29, 1967 shall be corrected by striking out from page 964 of the first printing of said Journal of March 29 the words "On motion of Rep. Cobleigh reading of the conference report was dispensed with." where they appear after the statement of a Senate message concerning Senate concurrence with the report of said committee of conference on said bill so that the permanent printing of the Journal of the House of March 29 shall show no House action on said bill at the time of said Senate message.

Henry C. Newell, for the Committee.

Resolution adopted by vv.

* * *

The Committee on the Journal, having examined the Journal of April 6, 1967, offers the following resolution and recommends its adoption:

Resolved, That the Journal of the House of Thursday, April 6, 1967, be corrected to record in its permanent printed form a motion to reconsider HB 223, by inserting the words

(RECONSIDERATION)

HB 223

Rep. Newell, having served notice of reconsideration of HB 223, An Act relative to expenditure of funds from special

motor vehicle licenses, moved that the House reconsider its action whereby it ordered HB 223 to third reading.

(discussion ensued)

Rep. Newell withdrew his motion to reconsider.)

and that said words shall appear after HB 23 and before the announcement of Rep. Maxwell's 74th birthday, both appearing on page 1106 of the first printing of said Journal.

Jean Wallin, for the Committee.

Resolution adopted by vv.

COMMITTEE OF CONFERENCE REPORT

HB 53

The Committee of Conference to whom was referred House Bill No. 53, An Act prohibiting the sale of air rifles to minors under eighteen, having considered the same report the same with the following recommendations:

That the Senate recede from its position in adopting its amendment to said bill and that the House recede from its position of nonconcurrence and that the House and Senate adopt the following amendment to said bill:

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2 Air Rifles. Amend RSA 571 by inserting after section 571:20 a new section as follows: 571:20-a Selling Air Rifles to Minors. If any person shall sell, barter, rent, lend, or give an air rifle to a minor under the age of eighteen he shall be subject to the penalties and liabilities provided for in section 20. This section shall not apply to fathers, mothers, guardians, administrators, or executors who sell, barter, rent, lend, or give an air rifle to their children or wards or to heirs to an estate, and provided that an instructor in gun safety or marksmanship shall not be subject to the prohibitions or penalties provided for by this section if he lends an air rifle to such a minor to be used by the minor for such instruction by him.

The committee further recommends that the Senate and the House concur in the adoption of the following amendment to the bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act prohibiting the sale, loan or gift of an air rifle to minors under the age of eighteen, with certain exceptions.

Donald H. Spitzli

J. Donald Hayes

Otto H. Oleson

Conferees on the part of the House

Edith B. Gardner

Richard D. Riley

Conferees on the part of the Senate

On motion of Rep. Spitzli the House concurred in the committee of conference report.

SENATE MESSAGES

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

HB 53

prohibiting the sale of air rifles to minors under eighteen.

* * *

The Senate has voted to concur with the House of Representatives in its amendments to the following bill:

SB 53

to extend under certain conditions the period for payment from general appropriations.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 186

relative to pari-mutuel pools at running horse race meets.

HB 261

exempting a motion picture projectionist from liability under the obscenity statute.

HB 284

relating to the uniform gifts to minors laws.

HB 275

to discontinue sessions of superior court at Colebrook and Derry.

HB 299

increasing the salary of Cheshire county attorney.

HB 99

relative to the amount of fees to be collected by the register of deeds for Rockingham County.

HB 228

relative to the taxation of house trailers.

HB 230

for the establishment of the position of poet laureate of this state.

HB 302

relative to form for selectmen's tax invoice.

HB 312

relative to ballots under the unofficial ballot system.

HB 85

relating to secretarial assistance to state veterans council.

HB 164

relative to appointment of deputy treasurer for Rockingham county.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 9

relative to publication of abstracts of annual returns of business corporations and relative to delinquent corporations.

AMENDMENT

Amend the bill by striking out section 2 of the bill and inserting in place thereof the following:

2 Notices. Amend RSA 294 by inserting after section 107 the following new section: 294:107-a — Of Neglect. The

secretary of state shall biennially notify every business corporation which shall have failed to file its annual return and to pay the filing fee for two consecutive years of such delinquency and shall notify by mail such corporation that its charter may be repealed by act of the general court if such delinquency continues.

* * *

On motion of Rep. Spitzli the House concurred in the Senate amendment.

* * *

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 10

relative to foreign corporations.

AMENDMENT

Amend RSA 300:10-a, as inserted by section 2 of the bill, by striking out the same and inserting in place thereof the following:

300:10-a Inactive List. The secretary of state is hereby directed to remove from the active list of foreign corporations authorized to do business in this state (1) the name of any such corporation whose right to do business herein has been suspended for failure to make annual returns, by provisions of section 6, and (2) the name of any such corporation which may have withdrawn from doing business in this state but has failed to make a return to the secretary of state of such withdrawal and to pay the filing fee as required by section 10. The secretary of state shall keep on an inactive list the names of the foreign corporations so removed from the active list which are no longer authorized to do business in this state.

On motion of Rep. Spitzli the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 28

permitting freedom of access to public records and proceedings.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 New Chapter. Amend RSA by inserting after chapter 91 the following new chapter:

Chapter 91-A

91-A:1 Declaration of Public Policy on Open Meetings. The legislature finds and declares that public proceedings exist to aid in the conduct of the people's business. Therefore, it is the intent of the legislature that deliberations at such meetings be conducted openly, and that actions be taken openly.

91-A:2 Definition of Public Proceedings. The term "public proceedings" as used in this chapter means the transactions of any functions affecting any or all citizens of the state by any official, board, or commission of any state agency or authority, and all meetings of any board, commission, agency, or authority, of any county, town, municipal corporation, school district, or other political subdivision.

91-A:3 Meetings Open to the Public. All proceedings are open to the public, and all persons are permitted to attend any meetings of these bodies or agencies, and minutes, if any, of such meetings shall be promptly recorded and open to public inspection, except as provided by section 6 of this chapter. If the charter of any city or guide lines set down by the appointing authority requires broader public access to official meetings and records than herein described, such charter provisions or guide lines shall take precedence over the requirements of this chapter.

91-A:4 Executive Sessions. I. Nothing contained in this chapter shall be construed to prevent these bodies or agencies from holding executive sessions, but not ordinances, orders, rules, resolutions, regulations, contracts, appointments or other official actions shall be finally approved in executive session.

II. Exceptions. A body, or agency, may exclude the public when it is considering or acting upon the following matters:

(a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigating of any charges against him, unless the employee affected requests an open meeting.

(b) The hiring of any person as a public employee.

(c) Matters which, if discussed in public, would be likely to affect adversely the reputation of any person, other than a member of the body itself.

(d) Consideration of the acquisition, sale, or lease of land which, if discussed in public, would be likely to benefit a party, or parties, whose interests are adverse to those of the general community.

91-A:5 Minutes and Records Available for Public Inspection. Every citizen during the regular or business hours of all such bodies or agencies, and on the regular business premises of such bodies or agencies, has the right to inspect all public records, including minutes of meetings of the bodies or agencies, and to make memoranda abstracts, or photographic or photo-static copies, of the records or minutes so inspected, except as otherwise prohibited by statute or section 6 of this chapter.

91-A:6 Exemptions. The records of the following bodies are exempted from the provisions of this chapter:

I. Grand and petit juries.

II. Parole and pardon boards.

III. Personal school records of pupils.

IV. Committees of the general court.

V. Records pertaining to internal personnel practices, confidential, commercial, or financial information, personnel, medical, welfare, and other files whose disclosure would constitute invasion of privacy.

91-A:7 Exclusion. This chapter shall not apply to chapter 282 of the Revised Statutes Annotated, relative to employment security.

91-A:8 Violation. Any person aggrieved by a violation of this chapter may petition the superior court for injunctive

relief. The courts shall give proceedings under this chapter priority on the court calendar.

2 Effective Date. This act shall take effect sixty days after its passage.

* * *

On motion of Rep. Spitzli reading of the amendment was dispensed with.

Rep. Newell spoke in favor of a committee of conference.

On motion of Rep. Spitzli the House non-concurred in the Senate amendment and a committee of conference was appointed by the Chair as follows: Reps. Spitzli, Gorham and Bednar.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 391

relative to fees paid by collector of taxes to register of deeds for services in connection with tax sales.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Taxes Sales; Fees. Amend RSA 80:46 by striking out said section and inserting in place thereof the following: 80:46 Register of Deeds. The register of deeds shall be paid by the collector of taxes the following fees: For recording and indexing each parcel advertised to be sold, fifty cents; for recording and indexing a report of payment before sale or redemption after sale or discharge of lien, fifty cents; for recording and indexing a report of tax sale, each parcel sold, fifty cents; for recording and indexing the payment of a subsequent tax, fifty cents. The collector of taxes shall be reimbursed for the fees advanced to the register by the person paying the tax before sale, or redeeming the real estate after the real estate has been sold, or requesting the discharge of the tax lien. The register of deeds may make such charge as he deems reasonable and proper for searching the

records and reporting mortgage encumbrances at the request of a purchaser at a tax sale, however this shall not be considered a mandatory duty of the register of deeds.

On motion of Rep. Morrill the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE AND INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 87

requiring that the mayor of the city of Nashua be elected by majority vote and providing for a run-off election relative to same. To Nashua Delegation.

SB 129

relating to the disposition and recount of certain unofficial ballots at town, school district and village district meetings. To Municipal and County Government.

SB 132

prescribing the method of adoption of the nonpartisan ballot system in large towns. To Municipal and County Government.

SB 79

relative to fees for recording business corporations. To Judiciary.

SB 117

relating to the taxation of transfers of certain estates. To Ways and Means.

SB 131

establishing the position of research assistant to the insurance commissioner. To Executive Departments and Administration.

SB 8

relative to negligent or careless shooting of human beings. To Judiciary.

SB 65

relative to destruction of superior court records in certain cases. To Judiciary.

SB 88

ratifying the New England Compact on Radiological Health Protection. To Public Health.

SB 76

relative to license fees and qualifications of chiropractors. To Executive Departments and Administration.

SB 148

relative to the business day of tax collector and contents of annual reports. To Municipal and County Government.

FURTHER SENATE MESSAGE

The Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

SENATE CONCURRENT RESOLUTION NO. 4

Concurrent Resolution concerning the Sweepstakes Program

Whereas, the State of New Hampshire has been operating a successful sweepstakes program with funds distributed to the state school districts for public education since March, 1964; and

Whereas, the program has been endorsed by the people of New Hampshire by a vote of over five to one; and

Whereas, prize winners of the program have been from 45 states and 7 foreign countries; and

Whereas, the program has been conducted on an honest and efficient basis by state personnel; and

Whereas, the federal mail and lottery statutes passed before the turn of the century were designed to protect the public from being defrauded in lotteries operated under private franchise; and

Whereas, federal gambling statutes of recent years make specific exemptions for pari-mutuel racing and other forms of legalized gambling; and

Whereas, the public has manifested a clear desire to participate in this program on a voluntary basis; be it

Resolved, That the Senate and House of Representatives in General Court convened does hereby urge the Congress of the United States to hold hearings and to thereafter amend the following federal statutes: Title 18, U. S. Code Sections 1084, 1301, 1302, 1304, 1952 and 1953, Title 26 U. S. Code Sections 4401, 4411, 4421, and Title 39 U. S. Code Sections 4001 and 4005 to exempt sweepstakes and lottery programs operated by state governments and to thereby correct the confusion that exists in the minds of the law-abiding public who in every popular referendum have demonstrated their overwhelming desire for these state operated programs; and be it further

Resolved, that a copy of these resolutions be forwarded to the Clerks of both the House and the Senate at their offices in Washington, D. C.

Rep. Pickett moved that the House concur in the Senate concurrent resolution and spoke in favor of the motion.

Motion adopted by vv.

Rep. Williamson wished to be recorded as voting "No" on the above concurrent resolution.

COMMUNICATIONS

Sir or Madam Clerk
of the House

Thank you so much for allowing me and my fellow delegates to use your house this weekend.

Karen Andresen, Clerk of House
J. Ring, Asst. Clerk
for Y. M. C. A.

* * *

Gilford, N. H.
April 4, 1967

Walter R. Peterson, Jr., Speaker
House of Representatives
Concord, N. H.

Dear Mr. Peterson:

My deep appreciation to the New Hampshire House of Representatives for the impressive scroll which I recently received.

I feel humbly honored to have been so recognized by such a distinguished group of people, and pray that I can represent our state well as the New Hampshire Mother of 1967. This is a great honor and a great challenge. I hope that I can prove myself worthy of each.

Sincerely,

(signed) Rhea C. Guild
(Mrs. Lawrence W.)

RECONSIDERATION

HB 382

Rep. Morrison, having voted with the majority, moved that the House reconsider its action whereby it voted HB 382 establishing a state commission on the status of women, Inexpedient to legislate and spoke against the motion.

Rep. Rossley requested the Yeas and Nays and it was seconded by Rep. Brungot.

Rep. Morrison withdrew her motion for reconsideration and Rep. Rossley withdrew her request for the Yeas and Nays.

RECONSIDERATION

HB 423

Rep. Moran, having voted with the majority, moved that the House reconsider its vote whereby HB 423, creating the New Hampshire Standardbred Advisory Commission within the department of agriculture, was inexpedient to legislate and spoke against the motion.

Motion lost by vv.

RESOLUTIONS

Rep. Foss offered the following resolution:

RESOLUTION

Whereas, the Lisbon High School Girls' Basketball Team had an undefeated season this year, achieving fourteen victories, and

Whereas, such outstanding play won for the team the championship of the White Mountain League, and

Whereas, the high standards of good sportsmanship and athletic ability displayed by the team reflect credit upon the Lisbon High School, the Town of Lisbon and the State of New Hampshire, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives, do hereby extend our hearty congratulations to the members of the Lisbon High School Girls' basketball team and their coach, and be it further

Resolved, that a copy of these Resolutions be transmitted to Coach Richard Evans.

* * *

Resolutions adopted by vv.

Reps. Barnard, Bartlett, Knight and Weilbrenner offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Mrs. Claire Vallee LaFlamme, sister of Representative Roland E. Vallee of Goffstown, therefore be it

Resolved, that we, the Members of the 1967 House of Representatives in General Court convened, do hereby extend our sympathy to Representative Vallee, and be it further

Resolved, that a copy of these Resolutions be transmitted to Representative Vallee.

* * *

Resolutions adopted by vv.

* * *

The Chair announced that today is the birthday of Rep. Ed Clancy of Manchester.

The Chair also announced that Rep. Russ Clafin is one of the youngest grandfathers in the House.

* * *

On motion of Rep. Stafford the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Stafford the Rules of the House were so far suspended as to permit third reading of bills by title only and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

THIRD READINGS

The following bills and HJR were read a third time, passed, and sent to the Senate for concurrence:

HJR 60

to appropriate money for a radio communications system for the fish and game department.

HB 457

relative to out-of-state insurance coverage.

HB 126

relating to the powers of administrators.

HB 505

providing for appointment of supervisors pro tem.

HB 429

relative to the use of Kancamagus Highway in winter.

HB 422

relative to employment of registered architects and engineers on new state buildings.

HB 111

relative to expanded state activity in the field of water pollution control.

RECONSIDERATION

HB 111

Rep. Claffin, having voted with the majority, moved that the House reconsider its action whereby it passed HB 111 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Thompson the House adjourned at 4:31 P. M.

Thursday, April 13

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain John M. Smith of Christ Church Episcopal, Exeter.

Almighty God, in this moment of prayer, when there is silence in this Chamber, may there not be silence in your presence — may our prayers be heard.

Help us to work so that it may be a good day with good and righteous things done. We know that a 'different world cannot be built by indifferent people.' May there be no apathy in this place, no lukewarmness when we should be hot.

We pray also for those to whom you have committed the responsibility of government and leadership in the nations of the world. Give to these leaders the vision of truth and justice, that by their counsel a world may be established which is at unity with itself.

These prayers we offer in the name of Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. James A. Sweeney led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The Civics Class from Pembroke Academy, courtesy of the Pembroke Delegation.

Professor John Beckett of Durham, courtesy of Reps. Crouch and Tirrell.

The 7th and 8th grade students of the Cornish Elementary School accompanied by Mrs. Frances Kelsey and Mr. Norman Stowell, teachers, Mrs. Polly Monette, P.T.A. President and

Rev. Alvan Barrus, Member of the School Board, courtesy of Rep. Mackintosh.

LEAVES OF ABSENCE

Reps. Winkley and Migneault were granted leave of absence for the day on account of illness.

Reps. Ciborowski and Alice Davis were granted leaves of absence for the day on account of important business.

(Rep. Cobleigh in the Chair)

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 564

imposing taxes on meals and rooms for distribution to the general fund and to the school districts of the state. (McKenzie of Cheshire Dist. 16, Morrill of Rockingham Dist. 7, and MacFarlane of Cheshire Dist. 11 — To Ways and Means)

HB 565

relative to redemption of loans made by industrial park authority to Ragged Mountain Corporation and Lin-Wood Development Corporation. (Rules Committee for Rep. Angus of Sullivan Dist. 4, and Rep. McGee of Grafton Dist. 3 — To Resources, Recreation and Development)

HB 566

relative to unauthorized manufacture or possession of motor vehicle master keys. (Stratton of Rockingham Dist. 5 — To Insurance)

HB 567

providing for a license permitting dancing and entertainment at first-class hotels. (Stratton of Rockingham Dist. 5 — To Liquor)

HB 568

providing an annual municipal election in the city of Lebanon, changing the terms of office of councilmen, and abolishing the office of councilman-at-large. (Duhaime of Grafton Dist. 12 — To Lebanon Delegation)

HB 569

increasing the salary of the Hillsborough county treasurer. (Capistran of Hillsborough Dist. 38 — To Hillsborough Delegation)

HB 570

to authorize the sale of liquor and beverages in taverns. (Marcotte of Strafford Dist. 5 — To Liquor)

HB 571

relative to the establishment of conservation districts. (Bragdon of Hillsborough Dist. 12 — To Agriculture)

HB 572

to prohibit the taking of gray squirrels in Coos and Carroll counties. (Oleson of Coos Dist. 5, Hayes of Carroll Dist. 3 — To Fish and Game)

HB 573

requiring notice and hearing before suspension of liquor licenses. (Marcotte of Strafford Dist. 5 — To Liquor)

HB 574

relative to larceny of rented personal property. (Cobleigh of Hillsborough Dist. 15 — To Judiciary)

HB 575

to require that motor vehicle liability policies be non-cancellable for one year after issue. (Marcotte of Strafford Dist. 5 — To Insurance)

HB 576

providing a choice of tests under the implied consent law to a person arrested for driving while under the influence of liquor. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 577

providing for the establishment of a police commission in the city of Lebanon. (Beard of Grafton Dist. 11 — To Lebanon Delegation)

HB 578

eliminating financial need as a basis for nurses scholarships. (Willey of Grafton Dist. 19 — To Executive Departments and Administration)

HB 579

to set a flat rate of exemption for real estate of veterans. (Twardus of Rockingham Dist. 14 — To Military and Veterans' Affairs)

HB 580

relative to the amount of fees to be collected by the register of deeds for Strafford County. (Clark of Strafford Dist. 4, and Maglaras of Strafford Dist. 20 — To Strafford Delegation)

HB 581

increasing the salaries of the Hillsborough county commissioners. (Capistran of Hillsborough Dist. 38 — To Hillsborough Delegation)

HB 582

relative to the department of personnel of the city of Manchester. (Capistran of Hillsborough Dist. 38 — To Manchester Delegation)

HB 583

removing the limitation of two off-sale permits to one person for the sale of alcoholic beverages. (Capistran of Hillsborough Dist. 38 — To Liquor)

HB 584

relating to stealing, embezzling or without authority copying or causing to be copied trade secrets. (Spitzli of Cheshire Dist. 1 — To Judiciary)

HJR 66

providing for the disposition of funds in the white pine blister rust account. (Dame of Merrimack Dist. 23 — To Appropriations)

HJR 67

in favor of Ernest A. Paquette of Ashland. (Pryor of Grafton Dist. 17 — To Claims and Aeronautics)

RECONSIDERATION**HB 128**

Rep. Bednar, having voted with the majority, moved that the House reconsider its action whereby it passed HB 128, relative to the filing for nominations in primary elections.

Rep. Bednar subsequently withdrew his notice of reconsideration.

COMMITTEE REPORTS

Resolution, regarding Fish and Game Committee travel authorization. Rep. Roger A. Smith for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the resolution by striking out the same and insert in place thereof the following:

Whereas, for many years New Hampshire has neglected the possibility of bringing back the vast resources of sea-run fish to its streams although Massachusetts and Maine have long been active in this regard; and

Whereas, formerly our streams tributary to tidewater were in spring filled with herring, salmon, sea-trout, shad and striped bass — now no longer there seen on account of pollution and obstructions — and we have suffered financial loss thereby; and

Whereas, the Massachusetts Division of Marine Fisheries has invited our Fish and Game Committee to visit their operating installations to show the run of fish for spawning and to explain various types of fish ladders used; and

Whereas, such a visit may be of great economic and educational value to our state and interested committees; now, therefore, be it

Resolved, that the members of the House Committee on Fish and Game are authorized to accept the invitation of the Massachusetts Division of Marine Fisheries and to make suitable arrangements with said division to visit and study their operating installation at a time to be selected; and be it further

Resolved, that the House Committee on Fish and Game be authorized to expend a sum not to exceed one hundred seventy-five dollars for necessary travel and expense incurred in connection therewith and said expenses shall be a charge upon the legislative appropriation.

Amendment adopted, Resolution adopted by vv.

HB 62

making an appropriation for the payment of bobcat bounties. Rep. Drake for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Appropriation. There is hereby appropriated for the fiscal year ending June 30, 1967 the sum of three thousand and thirty dollars for the payment of bounties for the killing of bobcats in accordance with the provisions of RSA 470:5 as amended by 1965, 343:1, for bobcats killed and verified as prescribed in RSA 470:5 during the fiscal years 1965-1966 and 1966-1967. The sums hereby appropriated shall be a charge against the fish and game fund.

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 403

to authorize cooperative banks and building and loan associations to invest excess funds in obligations of the United States as designated by the bank commissioner. Rep. Bigelow for Banks. Ought to pass.

Ordered to third reading by vv.

HB 404

to allow cooperative banks and building and loan associations to hold written instruments or things of value in escrow. Rep. Bigelow for Banks. Ought to pass.

Ordered to third reading by vv.

HB 65

establishing a finance commission for the city of Manchester. Rep. Raiche for the Manchester Delegation. Inexpedient to legislate.

Rep. Mahony moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Reps. LaFrance and Albina Martel spoke against the motion.

Rep. Blanchard moved that HB 65 be indefinitely postponed and subsequently withdrew his motion.

Rep. Blanchard spoke against the motion to substitute the words, ought to pass. Motion was not adopted.

Resolution, inexpedient to legislate, was adopted by vv.

HB 309

establishing a finance commission for the city of Manchester. Rep. Blanchard for the Manchester Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Manchester Finance Commission. For the purpose of appointing qualified candidates to serve as members of the finance commission to be appointed as hereinafter provided under the provisions of this act, the chairman of the Manchester delegation in the House of Representatives of the General Court with the approval of the delegation shall appoint a committee comprising five members, voters of the city of Manchester for a period of at least four years, for a term of three years, whose duty shall be to interview and screen candidates for the office of finance commission of the city of Manchester and to recommend to the board of mayor and aldermen three persons whom they deem best qualified to serve as members of the finance commission. Vacancies occurring in this committee shall be filled in the same manner.

Amend section 3 of the bill by striking out in line five the words "twelve hundred dollars" and inserting in place thereof the words (two thousand dollars a year) so that said section as amended shall read as follows:

3 Membership. The mayor, with the consent and approval of the board of aldermen, shall appoint the members of the

finance commission and designate the chairman. Vacancies occurring in the commission shall be filled in the same manner. The annual compensation of each member shall be two thousand dollars a year. The finance commission shall be further authorized to engage the services of a part time clerk, and further authorized to incur such expenses in conducting its investigations as it may deem necessary, and such expenses shall be a charge against said city which shall appropriate funds to pay therefor.

* * *

Rep. Blanchard spoke in favor of the bill.

(Speaker in the Chair)

Amendment adopted by vv.

Rep. Healy moved that further consideration of HB 309 be indefinitely postponed and spoke in favor of the motion.

Reps. Mahony, Bernier, James A. Sweeney, Bergeron, Capistran and Belanger spoke against the motion.

(discussion ensued)

Rep. Raiche spoke in favor of the motion.

Motion was not adopted.

Bill ordered to third reading by vv.

HB 488

legalizing the annual town meeting held in the town of Canterbury on March 14, 1967. Rep. Warren for Municipal and County Government.

Ordered to third reading by vv.

HB 175

providing that the state assume responsibility for the care, board and education of children placed by the division of welfare in foster homes. Rep. Burke for Public Welfare and State Institutions. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 New Chapter. Amend RSA by inserting after chapter 161 the following new chapter:

Chapter 161-A
Foster Care Services for Certain State Wards

161-A:1 Definitions. For the purpose of this chapter the following shall mean:

I. State Ward. Any child who is committed to the care of the director of the division of welfare, department of health and welfare by the court under the provisions of RSA 169 or in divorce proceedings or any child over whom the said director has control.

II. Foster Care Placement. Placement in a substitute family home, institution or specialized living arrangement as provided under RSA 170:2.

III. Director. The director of the division of welfare of the department of health and welfare.

161-A:2 Support Provided. The director shall place state wards in suitable foster care. He shall determine the rates to be paid for the care and maintenance of state wards in foster care. He shall base the rates on established cost standards for the care of children of specific ages, and may include reasonable costs of personal and recreational needs and compensation to the foster parents for the care and service they give state wards.

161-A:3 Additional Sums. The director may provide a regular monthly payment for replacement of the clothing needs of such state wards or for additional items of clothing and he may provide additional sums for state wards who need special help, supervision, diet, medical treatment and care and the like.

161-A:4 Expenses. Notwithstanding any other provision of law, the expense for care and maintenance of state wards as defined herein shall be shared by the state and the legally liable town, city, or county in accordance with the settlement laws. The town, city or county share for such expense shall be forty dollars per month per child. The state shall bill the town, city or county monthly for its appropriate share of expenditures. The state shall have a right of action over for reimbursement against any parent or guardian who is legally chargeable for the care and maintenance of such child.

161-A:5 Education. In addition to the care and maintenance, the state shall bear the expense for the education of state wards when such children are not residing in a town or city that is legally liable for such children under the provisions of the preceding section, or when state wards are not residing in a school district in which the legally liable town or city is a part of such school district. The director is authorized to make contracts with the school districts for the cost of education of state wards. The state shall have a right of action over for such expense against such child's parents or guardian.

161-A:6 Council on Foster Care Services. There shall be a council on Foster Care Services consisting of seven members whose duty shall be to advise the director on matters pertaining to foster care services. The council shall be comprised of three county commissioners appointed by the New Hampshire Association of County Commissioners and no more than one commissioner from any one county shall serve on the council at the same time; one member appointed by the New Hampshire Municipal Association; one member appointed by the New Hampshire Social Welfare Council; one member appointed by the Local Welfare Association and one member at large appointed by the governor on advice and consent of the council. The council on foster care services shall meet not less frequently than semi-annually and at such other times as it may be convened by call of the director, or on petition of three of its members.

161-A:7 Collections. Other than provided under RSA 161-A:4, any funds which may be collected through the probation department or otherwise by the state on account of state wards for whom the state and a town, city or county have contributed shall be divided on an equal basis between the state and a town, city or county. One half shall be paid to the town, city or county providing support for the child and one half shall be paid into the general fund of the state, except that the total reimbursement shall in no case exceed the amounts contributed by the state and the town, city or county for the support of the individual state ward.

2 Control over Certain Minors. Amend RSA 167 by inserting after section 43 the following new sections:

167:43-a Minors. The director shall have full control of any orphan minor who has been deserted by the parent and who is a public charge.

167:43-b Expense. Notwithstanding the provisions of RSA 193:18-b, the expense for the maintenance, care and education of any state ward shall be borne by the state as provided by RSA 161-A.

3 Appropriation. For the purposes of RSA 161-A there is appropriated the following sums for each year of the biennium.

Administration	1967-68	1968-69
Permanent Personnel (New)		
1 Eligibility clerk	\$3,487	\$3,609
1 Statistician I	4,400	4,708
1 Auditor I	3,912	4,127
1 Key punch operator	3,487	3,609
1 Clerk typist II	3,602	3,724
	<hr/>	<hr/>
Total permanent personnel	18,888	19,777
Current Expense		
1 Key punch (rented)	720	720
Equipment		
4 desks	\$600	
5 chairs	230	
2 calculators	1,800	
1 Tub file	120	
1 Typewriter	250	
	<hr/>	
	3,000	
Other Expenditures		
OASDI, Blue Cross, Retirement	1,867	1,867
	<hr/>	<hr/>
Total Administration	\$24,475	\$22,364
Board and Care	1,072,080	1,072,080
State share	357,360	357,360
Local share	714,720	714,720
Medical	120,415	120,415
Clothing	63,431	63,431
Education	272,552	272,552
	<hr/>	<hr/>
Total	1,552,953	1,550,842
Less local share	714,720	714,720
	<hr/>	<hr/>
Net appropriation	\$838,233	\$836,122

The sums hereby appropriated shall be a charge upon the general funds of the state.

4 Effective Date. This act shall take effect July 1, 1967.

* * *

At the request of Rep. Trowbridge, Rep. Heald answered questions pertaining to the bill.

Amendment adopted by vv. Bill referred to Appropriations under the Rules.

HB 468

relating to liability for payments for board and care of children committed to industrial school when released to foster homes. Rep. Kersting for Public Welfare and State Institutions. Ought to pass.

Ordered to third reading by vv.

SB 90

relative to taxation of electric plants and pipelines. Rep. Graf for Ways and Means. Inexpedient to legislate, subject matter covered by pending legislation.

Resolution adopted by vv.

HB 349

exempting from taxation personal property and real estate owned and occupied by the New Hampshire Veterans Association. Rep. Head for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

HB 518

relative to taxation of electric plants and pipelines. Rep. Canty for Ways and Means. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Property Taxable. Amend RSA 72:8 by striking out said section and inserting in place thereof the following:

72:8 Electric Plants and Pipe Lines. Structures, machinery, dynamos, apparatus, poles, wires, fixtures of all kinds and de-

scriptions, and pipe lines owned by a person or corporation operating as a public utility as defined in RSA 362:2 generating, producing, supplying and distributing electric power or light, or in transporting natural gas, crude petroleum and refined petroleum products or combinations thereof, shall be taxed as real estate in the town in which said property or any part of it is situated.

* * *

At the request of Rep. McMeekin Rep. Graf answered questions pertaining to the bill.

Rep. Angus answered questions of Reps. McMeekin and deBlois pertaining to the bill.

The Clerk read the amendment in full.

Rep. Brungot demanded the yeas and nays. The demand was subsequently withdrawn.

At the request of Rep. Brungot, Rep. Angus answered questions pertaining to the bill.

Amendment adopted, bill ordered to third reading by vv.

SENATE MESSAGE

The Senate refuses to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 244

to provide an airways toll on jet fuel.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bill:

HB 127

increasing per diem pay for jurors.

Roxie A. Forbes, for the Committee.

FURTHER SENATE MESSAGE

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill,

in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 284

relating to the uniform gifts to minors law.

Amend section 2 of the bill by striking out the second line and inserting in place thereof the following:
(supp) as inserted by 1957, 74:1 by striking

* * *

On motion of Rep. Spitzli the House concurred in the Engrossed Bills amendment.

FURTHER SENATE MESSAGE

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 99

relative to the amount of fees to be collected by the register of deeds for Rockingham County.

Amend paragraph I of RSA 478:1-a as inserted by section 1 of the bill by striking out line nine and inserting in place thereof the following:

as required by section 14 of this chapter.

* * *

On motion of Rep. Gay the House concurred in the Engrossed Bills Committee amendment.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill and joint resolution sent up from the House of Representatives.

HB 327

relative to the provisions for disqualifying pregnant women for unemployment compensation.

HJR 17

providing for an access to and an exit from interstate route 93 in the town of Thornton.

* * *

Rep. Merrifield of Sullivan Dist. 8 offered the following House Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 16

Whereas, the imports of textiles and apparel into the United States has continued to increase inordinately over the past five years; and

Whereas, the textile and apparel industry constitutes an important industrial complex in the United States and is essential to the well being of the economy and the defense of our country; and

Whereas, the textile and apparel industry is the third largest employer in the State of New Hampshire, and the principal industry in many of our small towns; and

Whereas, since 1961 the Federal Government has had a textile policy designed to control imports at a reasonable level and to restore the textile industry to health; and

Whereas, a program has not been extended to cover the wool and synthetic segments of the textile and apparel industry; now therefore be it

Resolved by the House of Representatives, the Senate concurring:

That we, Members of the 1967 General Court, do hereby memorialize the New Hampshire Congressional delegation to support all efforts by legislation or otherwise, to strengthen the present controls on cotton textile and apparel imports and to create a program of effective control over the woolen and synthetic textile and apparel imports and further to resist by all effective means the lowering of any tariffs, now in effect, covering these products; and be it further

Resolved, that a copy of each of these resolutions be forwarded to each member of the New Hampshire Congressional delegation at their offices in Washington, D. C.

* * *

The Clerk read the resolution in full and it was referred to the Judiciary committee.

Rep. Pickett moved that the order whereby Concurrent Resolution 16 was referred to the Judiciary committee, be vacated and spoke in favor of the motion.

Motion adopted by vv.

Rep. Pickett moved that the House Concurrent Resolution 16 be adopted at the present time.

Reps. Guild and Maloomian spoke in favor of the motion.

Concurrent Resolution 16 adopted by vv.

RESOLUTIONS

Reps. Gay and Sawyer offered the following resolution:

RESOLUTIONS

Whereas, A member from Laconia, Representative O'Shan, is confined to the Veterans Hospital in Manchester, and

Whereas, Representative O'Shan has been a member of this House for many sessions, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend to Representative O'Shan our best wishes for a speedy and complete recovery, and be it further

Resolved, that the Clerk transmit to him a copy of these Resolutions.

* * *

Resolutions adopted by vv.

Reps. Maloomian and Parnagian offered the following resolution:

RESOLUTIONS

Whereas, April 25th is the 50th anniversary of the slaughter of one and a half million Armenian men, women and children in Turkish Armenia, and

Whereas, many descendants of this slaughter have fled to the sanctionary of the United States where they have found a life where they may live in peace, therefore be it

Resolved, that these descendants wish to offer a salute to the American way of life, and be it further

Resolved, that when the House adjourns today it adjourn in memory of those whose lives were lost in the massacre.

* * *

Resolutions adopted by vv.

* * *

The Chair announced that today is the birthday of Rep. Edwards, and Attache, Herbert Richardson.

The Chair also announced that Sunday will be the 78th birthday of Rep. Bushey.

* * *

On motion of Rep. Pickett, the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third readings of bills be by title only, and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following House Bills were read a third time, passed, and sent to the Senate for concurrence.

HB 62

making an appropriation for the payment of bobcat bounties.

HB 309

establishing a finance commission for the city of Manchester.

RECONSIDERATION

Rep. Lambert, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 309 and spoke against the motion.

Motion lost by vv.

THIRD READINGS (CONTINUED)

HB 403

to authorize cooperative banks and building and loan associations to invest excess funds in obligations of the United States as designated by the bank commissioner.

HB 404

to allow cooperative banks and building and loan associations to hold written instruments or things of value in escrow.

HB 468

relating to liability for payments for board and care of children committed to industrial school when released to foster homes.

HB 488

legalizing the annual town meeting held in the town of Canterbury on March 14, 1967.

HB 518

relative to taxation of electric plants and pipelines.

* * *

On motion of Rep. Griffin the House adjourned at 1:22 P.M. in memory of those lives lost in the Armenian massacre.

Tuesday, April 18

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Almighty God, give us courage to stand for right when it is unpopular and openly scorned. Show us, above all, how to live our own life honorably and provide for all the varied needs of life, without sacrificing character and personal integrity. Sustain us while we are trying to work these general principles into the very fabric of our daily life. And grant that our life in business and politics may lead us to the feet of our Master. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Eastman led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group from Timberlane Federated Women's Republican Club, courtesy of Reps. Spollett, Palmer and Schwaner.

Mr. Charles (Enoch) Shenton of the Newport Daily News, Newport, R. I., courtesy of Rep. Peaslee.

LEAVES OF ABSENCE

Rep. Migneault was granted indefinite leave of absence on account of illness.

Reps. Young and LaPlante were granted leave of absence for the week on account of illness.

Rep. Pryor was granted leave of absence for the day on account of a death in the family.

Reps. Gile, McGee, Roby and Charles H. Cheney, Sr. were granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 585

establishing a domestic relations division within the state probation department. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 586

requiring voter approval of the borrowing of one hundred thousand dollars or more by the city of Lebanon. (Merrill of Grafton Dist. 13 — To Lebanon Delegation)

HB 587

relating to the minutes of private meetings of the Lebanon city council. (Merrill of Grafton Dist. 13 — To Lebanon Delegation)

HB 588

relating to permissible employment of Lebanon councilmen. (Merrill of Grafton Dist. 13 — To Lebanon Delegation)

HB 589

amending the charter of the city of Lebanon. (Merrill of Grafton Dist. 13 — To Lebanon Delegation)

HB 590

authorizing private meetings of the Lebanon city council on matters in litigation. (Merrill of Grafton Dist. 13 — To Lebanon Delegation)

HB 591

relating to the taking of wild waterfowl and providing for a waterfowl stamp. (Barnes of Rockingham Dist. 19 — To Fish and Game)

HB 592

requiring permanent policemen to be members of policemen's retirement system. (Junkins of Rockingham Dist. 16 — To Executive Departments and Administration)

HB 593

establishing a board of police commissioners for the town of Gilford. (Guild of Belknap Dist. 4 — To Municipal and County Government)

HB 594

relating to the activities of registered arborists. (Welch of Merrimack Dist. 27 — To Agriculture)

COMMITTEE REPORTS

HB 144

relative to persons transferring membership from other state retirement systems to the policemen's retirement system. Rep. Conway for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after" and inserting in place thereof the word (upon) so that said section as amended shall read as follows:

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, referred to Appropriations under the Rules.

HB 364

relative to increasing the membership of the advisory commission on health and welfare. Rep. Shirley M. Clark for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 392

opening policemen's retirement system for limited period for new members. Rep. Conway for Executive Department and Administration. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after its" and inserting in place thereof (July 1, 1967.) so that said section as amended shall read:

2 Effective Date. This act shall take effect July 1, 1967.

* * *

Amendment adopted, referred to Appropriations under the Rules.

HB 21

relative to killing dogs found pursuing or killing game animals. Rep. George E. Gordon for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend the title of said bill by inserting after the word "game" the words (or domestic) so that said title as amended shall read as follows:

An Act, relative to killing dogs found pursuing or killing game or domestic animals.

Further amend the bill by striking out section 1 and inserting in place thereof the following:

1 Damage to Game and Domestic Animals. Amend RSA 466:36 by striking out said section and inserting in place thereof the following: 466:36 Public Nuisance. Any conservation officer may kill any dog found in the act of maiming or in close pursuit of deer, moose, caribou, sheep, cattle, swine or poultry. No civil action for recovery of damages shall lie against any conservation officer while acting under authority granted herein. The owner or owners of any dog or dogs caught in the act of maiming or in close pursuit of deer, moose, caribou, sheep, cattle, swine or poultry, may be fined not more than three hundred dollars.

Amend section 2 of the bill by striking out the word and figures "September 1, 1967" and inserting in place thereof the words, (upon its passage) so that said section as amended shall read as follows:

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 305

relative to hunting with bow and arrow. Rep. George E. Gordon for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "December fifteenth" in line eight and inserting in place thereof the

word (the end of the current deer season of) so that said section as amended shall read as follows:

1 Hunting Deer. Amend RSA 208:5 as amended by 1955, 136:1 and 1959, 74:1 by striking out said section and inserting in place thereof the following:

208:5 Bow and Arrow. Any resident upon the payment of a fee of four dollars, or any nonresident upon the payment of a fee of ten dollars, shall be issued a special archery license. Said special archery license shall entitle the holder to hunt deer with bow and arrow for the period from October first to the end of the current deer season of each year throughout the state and in Bear Brook Refuge under the following conditions. Said special archery license shall also entitle the holder to hunt wild animals, game animals and game birds with bow and arrow during the open season therefor under the following conditions. If said nonresident not holding a New Hampshire hunting license shall be a person under sixteen years of age he shall not be entitled to hunt under said special archery license except when accompanied by a properly licensed person who is twenty-one years of age or over. A special archery license shall not be required for residents less than sixteen years of age, but such person while hunting with bow and arrow must be accompanied by a properly licensed person who is twenty-one years of age or over, and must further comply with all the provisions of this chapter. No person hunting under the provisions hereof shall carry any firearms and no deer shall be taken with firearms under the archery license. Provided that the prohibition against carrying firearms shall not apply to persons properly licensed to carry firearms. Any person taking deer under the provisions of this section shall notify a conservation officer within forty-eight hours of such taking.

* * *

Amendment adopted, ordered to third reading by vv.

HB 385

restricting the use of seines, nets and weirs for the taking of alewives. Rep. Maynard for Fish and Game. Ought to pass.

At the request of Rep. O'Neil, Rep. Drew explained the bill.

Ordered to third reading by vv.

SB 16

to establish checking stations for registration of deer killed. Rep. Hayes for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 276

relating to justices of the probate courts. Rep. Bingham for Judiciary. Ought to pass with amendment.

- AMENDMENT

Amend section 1 of the bill by inserting after the figures "547:2-a" in line three the words (Permanent Disability of Judge of Probate; Appointment of Successor) and by striking out the words "justices of the superior court" in line twelve and inserting in place thereof the words (judges of probate) so that said section as amended shall read as follows:

1 Judge of Probate; Permanent Disability; Appointment of Successor. Amend RSA 547 by inserting after section 2 the following new section: 547:2-a Permanent Disability of Judge of Probate; Appointment of Successor. Notwithstanding any other provisions of law, any judge of probate who shall become unable to perform his duties because of permanent disability shall be retired from regular active service on the bench for the remainder of his term. Any such judge who desires to retire because of the inability to perform his duties shall certify to the governor and council his disability to perform his duties. If they find him unable to perform his duties because of permanent disability, the governor and council shall order his retirement from regular active service. If a judge of probate who is permanently disabled to perform his duties shall be unable or unwilling to certify his disability any three judges of probate shall certify in writing his disability to the governor and council, who shall, if they find him after due notice and hearing, unable to perform his duties because of permanent disability, order his retirement from regular active service. Any judge of probate who has served in such capacity for a period of at least ten years in said office, retired from regular active service because of permanent disability, shall receive during the remainder of his term a salary equal to one-half the salary payable to him on his retirement, except in case of his election to take other retirement benefits as hereinafter provided. The

governor and council upon retirement of any such judge of probate as provided herein shall appoint his successor. Any judge retired from active regular service under the provisions hereof who is also a member of the state employees' retirement system shall be entitled to retire with disability benefits under said system, upon notification to said retirement board. If, however, said judge elects to take payments under the provisions of this section he shall thereby forfeit all rights to any benefits provided under said employees' retirement system. The benefits provided in this section shall be available to any judge retiring after December 31, 1966 because of disability.

* * *

Amendment adopted, ordered to third reading by vv.

HB 421

to prohibit political activity by certain members of the judiciary. Rep. Brungot for Judiciary. Inexpedient to legislate.

Rep. Spitzli spoke in favor of the committee resolution.

(discussion ensued)

Rep. Capistran moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Rep. Gorham moved that further consideration of HB 421 be indefinitely postponed and spoke in favor of the motion.

Rep. Graf spoke against the motion.

Reps. Cobleigh and O'Neil spoke in favor of the motion.

(discussion ensued)

Motion adopted by vv.

Rep. Maloomian requested a division.

216 having voted in the affirmative and 92 having voted in the negative, the motion to indefinitely postpone carried.

HB 504

authorizing the voters of Charlestown to vote again on the question of the retention of the municipal court. Rep. Bednar

for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after its" and inserting in place thereof the words (upon) so that said section as amended shall read:

2 Effective Date. This act shall take effect upon passage.

* * *

Amendment adopted, ordered to third reading by vv.

INTRODUCTION OF GUESTS

The Chair introduced the League of Women Voters and their president, Mrs. Dorothy King as guests of the House today, courtesy of Rep. Drabinowicz.

REPORTS (cont.)

HB 442

to reclassify certain sections of Bear Rock Road in the town of Stewartstown. Rep. C. Cecil Dame for Public Works. Ought to pass.

Ordered to third reading by vv.

RECONSIDERATION

HB 39

Rep. Lambert withdrew his Notice of Reconsideration on HB 39, relative to the form of ballots for biennial elections.

RECONSIDERATION

HB 382

Rep. Raiche, having voted with the majority, moved that the House reconsider its action whereby it killed HB 382, establishing a state commission on the status of women, and spoke in favor of the motion.

Rep. Normandin called for the previous question and subsequently withdrew her request.

Rep. Mackintosh spoke against the motion to reconsider HB 382.

(discussion ensued)

Rep. Normandin moved the previous question and it was sufficiently seconded. The question now being, shall the main question now be put.

Motion adopted by vv.

On a vv vote the motion to reconsider was not adopted.

Rep. Maloomian requested a division and subsequently withdrew his request.

Rep. Normandin demanded the Yeas and Nays, seconded by Rep. Stafford.

ROLL CALL

Yeas 131

BELKNAP COUNTY: Joslyn, Guild, Watson, Dearborn, Normandin, Dulac, Lucien R., Foster, Stafford.

CARROLL COUNTY: Farrington.

CHESHIRE COUNTY: Yardley, Bennett, Jennie B., MacFarlane, O'Neil, Webster, Saunders, Gutterson, Pickett.

COOS COUNTY: Noyes, Bushey, Manning, A. George, Olsson, Dubey, Sullivan, Desilets, Sheridan, Brungot, Bouchard, Arthur A., Gagnon, Thurston.

GRAFTON COUNTY: Frazer, Park, Scott-Craig, Putnam, Duhaime, Roger M., Morse.

HILLSBOROUGH COUNTY: Bartlett, Knight, Colburn, Marjorie D., Christie, Bouchard, Maurice L., Wallin, Barker, Helen A., Cobleigh, Lesage, Drabinowicz, Dubois, Keeney, Peabody, Ainley, Ackerson, Dion, Leo L., Duhaime, Armand L., Corey, Walsh, Edward J., Healy, Lomazzo, Leclerc, Martel, Albina S., Blanchard, Raiche, Belanger, Capistran, Nalette, Allard, Lambert, Rousseau.

MERRIMACK COUNTY: Sherman, Kenneth L., Gamache, Kersting, Gilman, Kenney, Laroche, Cate, York, Edward H., Henry, Newell, Rufo.

ROCKINGHAM COUNTY: Griffin, White, George W., Sr., Schwaner, Underwood, Goodrich, Eastman, Cheney, George L., Ratoff, Ciborowski, Greene, McDonough, Keefe, Maynard, McEachern, Archie D., Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Osborn, Jameson, Gerber, Ingraham, Bowlen, Rossley.

STRAFFORD COUNTY: Clark, Shirley M., Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Winkley, Rubins, Brennan, Balomenos, Blanchette, Bernard, Guilmette, Murphy, McQuade, Richardson, Maglaras.

SULLIVAN COUNTY: Prudhomme, Angus, Campbell, Nahil, Spaulding, Barrows, Downing, Saggiotes, Frizzell, Merrifield, Williamson.

Nays 210

BELKNAP COUNTY: Allan, Stuart B., Piper, Roberts, George B., Chamberlain, Kenneth W., Sr., Deblois, McCarthy, Head, Prescott.

CARROLL COUNTY: Davis, Esther M., Remick, Davis, Dorothy W., Hickey, Chamberlain, Leslie M., Fox.

CHESHIRE COUNTY: Spitzli, Churchill, Forbes, Austin, Busiere, Allen, James F., Johnson, Elmer L., Stearns, Dunham, Hackler, Tasoulas, Pollock, Heald, Cleon E., MacKenzie, Smith, Robert A., Barker, Sheldon L., Moran.

COOS COUNTY: Huggins, Marsh, Hunt, Sherman, Lloyd G., Taylor, O'Hara, Fortier, York, Elmer H., Lemire, Williams, Parent, Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, Foss, Bennett, Phil A., McMeekin, Anderson, Fayne E., Smith, Manson B., Beard, Dulac, Lucina A., Merrill, Whipple, Ellms, Plumer, Bell, Smith, Stephen W., Sr., Bradley.

HILLSBOROUGH COUNTY: Edwards, Sterling, Sawyer, Barnard, Vallee, Weilbrenner, Davis, Donald C., Brown, Robert C., Karnis, Fortin, Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Bragdon, Bridges, Brocklebank, Burnham, Mason, Reynolds, Desmarais, Marquis, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Boisvert, Levesque, Dion, Robert A., Lavallee, Bissonnette, LaTour, Gallagher, Keenan, Cares, Cox, Wright, John W., Jr., Graf, Loxton, Wiggan, Gordon,

Charles F., Milne, Pettigrew, Soucy, Emile J., Gardner, William J., Montplaisir, Pratt, Cullity, McDermott, Welch, John L., Manning, Thomas E., Clancy, Conway, O'Connor, Thibeault, Lafrance, Champagne, Chevrette, Delisle, Derome, Walsh, Michael P., Grady, Edward J., Sweeney, James A., Normand, Levasseur, Daniel, Soucy, Charles A., Burke.

MERRIMACK COUNTY: Gay, Paul B., Bigelow, Maxwell, Reddy, Hanson, Enright, Gordon, George E., Stevens, Buatti, Mousseau, Thompson, Doris L., Kelley, Greeley, Mattice, Bork, Thompson, Arthur E., Davis, Alice, Call, Dame, Walter B., Bingham, Andersen, Chris K., Howland, Sanders, Babineau, Fuller.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Gaskill, Hall, Brown, Paul E., Gorham, Kimball, Stratton, Tarbell, Barron, Gelt, Morrill, Morrison, Sayer, Clark, Ernest D., Palmer, Spollett, Cummings, Everett, Hoar, Sewall, Twardus, Barker, Nelson E., Collishaw, Junkins, Varrill, Hamel, Crossland, Barnes, Shindledecker, Leavitt, White, Julia H.

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Cochrane, Crouch, Tirrell, Rolfe, Beaudoin, Johnson, Harry S., Leighton, Nelson, Mudgett, Colbath, Parnagian.

SULLIVAN COUNTY: Mackintosh, Gaffney, Burrows, D'Amante, Cummings, Maurice H., Wright, Herbert H., Galbraith.

and the motion to reconsider was lost.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, Senate Bill and House Joint Resolution:

HB 9

relative to publication of abstracts of annual returns of business corporations and relative to delinquent corporations.

HB 10

relative to foreign corporations.

HB 53

prohibiting the sale, loan or gift of an air rifle to minors under the age of eighteen, with certain exceptions.

HB 85

relating to secretarial assistance to state veterans council.

HB 99

relative to the amount of fees to be collected by the register of deeds for Rockingham County.

HB 139

relative to renewal of licenses for motor vehicle operators who are members of the armed forces.

HB 164

relative to appointment of deputy treasurer for Rockingham county.

HB 230

for the establishment of the position of poet laureate of this state.

HB 284

relating to the uniform gifts to minors law.

HB 302

relative to form for selectmen's tax invoice.

HB 304

relative to regulations for sale of bait and manner of keeping such bait.

HB 312

relative to ballots under the unofficial ballot system.

HB 327

relative to the provisions for disqualifying pregnant women for unemployment compensation.

HB 391

relative to fees paid by collector of taxes to register of deeds for services in connection with tax sales.

SB 53

to extend under certain conditions the period for payment from general appropriations.

HJR 17

providing for an access to and an exit from interstate route 93 in the town of Thornton.

Rep. Moulton, for the Committee.

SENATE MESSAGE AND INTRODUCTION OF A SENATE BILL

A Senate bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SB 89

providing for an open season on quail. Fish & Game.

FURTHER SENATE MESSAGE

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 28

permitting freedom of access to public records and proceedings.

and the President has appointed as members of said Committee on the part of the Senate: Sens. Koromilas and Foley.

* * *

The Senate refuses to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

HB 17

relative to method of display of a fish and game license.

HB 205

to regulate the legal length of brook trout that can be taken in Coos County.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 304

relative to regulations for sale of bait and manner of keeping such bait.

HB 319

relative to mountain lions.

HB 139

relative to renewal of licenses for motor vehicle operators who are members of the armed forces.

RESOLUTIONS

Rep. Bingham offered the following resolution:

Whereas, we have learned that the Honorable Harold H. Blake of Concord, has reached the grand age of ninety-three, and

Whereas, he has served his state well as a Representative from Ward 5, Concord at the 1931 and 1935 sessions of the General Court and was on the staff of Governor Robert P. Bass, therefore be it

Resolved, that we, the Members of the 1967 House of Representatives in General Court convened, extend our congratulations to this fine gentleman in his ninety-third year, and be it further

Resolved, that a copy of these Resolutions be transmitted to Mr. Blake.

* * *

Resolutions adopted by vv.

Rep. Arthur E. Thompson offered the following resolution:

Whereas, we have learned with sorrow of the death of John Stearns, former Representative from Wilmot, and

Whereas, Mr. Stearns served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Stearns, and be it further

Resolved, that a copy of these Resolutions be transmitted to his son, Clifford E. Stearns.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

SB 16

to establish checking stations for registration of deer killed, was read a third time, passed, and sent to the Secretary of State to be engrossed.

The following House Bills were read a third time, passed, and sent to the Senate for concurrence.

HB 21

relative to killing dogs found pursuing or killing game or domestic animals.

HB 305

relative to hunting with bow and arrow.

HB 385

restricting the use of seines, nets and weirs for the taking of alewives.

HB 276

relating to justices of the probate courts.

HB 504

authorizing the voters of Charlestown to vote again on the question of the retention of the municipal court.

HB 442

to reclassify certain sections of Bear Rock Road in the town of Stewartstown.

* * *

On motion of Rep. Gelt the House adjourned at 1:12 P.M.

Wednesday, April 19

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Laugh at me, Lord.

Let the medicine of thy mirth heal while it stings.

Dispel the oppressive humidity of my self-concern.

When my thoughts grow tiresome, teach me to laugh with thee until we shatter the huge vats of my emptiness and pride.

Lord, teach me to laugh at my own absurdity. Amen.

* * *

Your concern and prayers are asked for Representative David O'Shan of Laconia, who died last Thursday night.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Dubey led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Mr. Everett Butler of Portsmouth, courtesy of Rep. Joseph McEachern.

A group of girls from the 7th and 8th grades of the Presentation of Mary Academy of Hudson, courtesy of Rep. Bednar.

Miss Sarah Watson of Cape Elizabeth, Maine, courtesy of her Grandfather, Rep. Sheldon L. Barker.

Mr. and Mrs. George Foss, courtesy of Rep. Foss.

Miss Elizabeth Cone, daughter of Rep. Cone.

A group of students from Vilas Junior High School, courtesy of Rep. Forbes.

Mrs. George L. Cheney, wife of Rep. Cheney.

Mrs. Marion Darbe, Leslie Darbe and Roberty Doughty of Merrimack, Mass., courtesy of Rep. George L. Cheney.

Mrs. Norma Currier, former Representative and former National Republican Committee Woman and her guests.

Jaffarian Brothers, Hampton, N. H., courtesy of Rep. Malloomian.

LEAVES OF ABSENCE

Reps. Blanchette and Logan were granted leave of absence for the day on account of illness.

Rep. Vickery was granted leave of absence for the week on account of illness.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 595

providing school building aid to public academies. (Stratton of Rockingham Dist. 5 — To Education)

HB 596

to repeal provisions authorizing summer motor vehicle license plates. (Marcotte of Strafford Dist. 5 — To Transportation)

HB 597

providing for payment to parochial and certain private schools of a proportionate share of sweepstakes moneys. (Stevenson of Grafton Dist. 1, and Stafford of Belknap Dist. 12 — To Judiciary)

HB 598

to prevent discrimination of the blind and physically disabled. (Welch of Merrimack Dist. 27 — To Judiciary)

HB 599

relative to entry fees for courts of probate. (Allen of Cheshire Dist. 8 — To Judiciary)

HB 600

relative to the business hours of state liquor stores. (Christie of Hillsborough Dist. 12 — To Liquor Laws)

HB 601

relative to the charter of the New Hampshire Odd Fellows' Home. (Stevens of Merrimack Dist. 10 — To Executive Departments and Administration)

HB 602

providing real estate exemptions for certain persons sixty-five years of age or over. (Bouchard of Hillsborough Dist. 14 — To Municipal and County Government)

HB 603

relative to the special driver training fund. (Angus of Sullivan Dist. 4 — To Transportation)

HB 604

providing travel allowance at legislative rates for members attending county conventions. (Collishaw of Rockingham Dist. 16, and Junkins of Rockingham Dist. 16 — To Municipal and County Government)

HB 605

providing for control of aquatic nuisances in any of the surface waters of the state. (Fuller of Merrimack Dist. 26, Stafford of Belknap Dist. 12, and Watson of Belknap Dist. 5 — To Resources, Recreation and Development)

HB 606

to establish the law of comparative fault. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 607

providing a uniform police investigation report of accident. (Claflin of Carroll Dist. 7, and Sheridan of Coos Dist. 7 — To Transportation)

HB 608

closing Lake Winnepocket in the town of Webster to ice fishing. (Bigelow of Merrimack Dist. 3 — To Fish and Game)

HB 609

relative to newspaper publication of bank reports by members of the federal reserve system. (Davis of Carroll Dist. 2 — To Banks)

HB 610

relative to compensation of sheriff and deputy sheriff of Carroll county. (Rules Committee for Rep. Davis of Carroll Dist. 2 — To Carroll County Delegation)

HB 611

relative to operation of uninspected motor vehicles to place of inspection. (Howard of Carroll Dist. 1 — To Transportation)

HB 612

creating an associate membership in the Upper Valley Development Council, Inc. (Manchester of Grafton Dist. 9 — To Resources, Recreation and Development)

HB 613

providing for a statewide referendum on the question of a sales tax. (Stevens of Merrimack Dist. 19 — To Ways and Means)

HB 614

relative to fees for registration of motor vehicle used in connection with land or forest improvement practices. (Stevens of Merrimack Dist. 10 — To Transportation)

HB 615

to regulate the towing of motor vehicles. (Howard of Carroll Dist. 1 — To Transportation)

HB 616

to permit public dancing on Sunday. (Andersen of Merrimack Dist. 25 — To Judiciary)

HB 617

relating to zoning appeals. (Bingham of Merrimack Dist. 24 — To Municipal and County Government)

HJR 68

in favor of Raymond J. Albert of Berlin. (Lemire of Coos Dist. 8 — To Claims and Aeronautics)

HJR 69

to reimburse Golden C. and Marcia Dingman for damage

to property resulting from highway construction. (Bushey of Coos Dist. 2, and Hunt of Coos Dist. 2 — To Appropriations)

COMMITTEE REPORTS

HB 471

changing the name of the Laconia State School. Rep. Merrill for Public Welfare and State Institutions. Inexpedient to legislate.

Resolution adopted by vv.

HB 470

authorizing voluntary admission to the Laconia State School. Rep. Keeney for Public Welfare and State Institutions. Ought to pass.

Ordered to third reading by vv.

HB 472

transferring the certifying authority for admission to Laconia State School from the New Hampshire Child Guidance Clinic to the Laconia State School. Rep. Balomenos for Public Welfare and State Institutions. Ought to pass.

Ordered to third reading by vv.

HB 414

to authorize cooperative banks or building and loan associations to make loans insured by the state of New Hampshire in excess of the statutory limitation. Rep. Milne for Banks. Ought to pass.

Ordered to third reading by vv.

SB 107

to authorize cooperative banks and building and loan associations to borrow up to fifteen percent of its share capital without prior approval of the bank commissioner. Rep. Prudhomme for Banks.

Ordered to third reading by vv.

SB 109

to authorize the division of profits of cooperative banks and building and loan associations into different classifications including club accounts. Rep. Peaslee for Banks.

Ordered to third reading by vv.

SB 112

to authorize cooperative banks and buildings and loan associations to purchase real estate in which to transact its business at a cost as approved by the bank commissioner. Rep. Daniel for Banks.

Ordered to third reading by vv.

HB 316

for overtime pay for classified state employees. Rep. Moran for Executive Departments and Administration. Inexpedient to legislate.

Rep. Angus explained the bill.

Resolution adopted by vv.

HB 329

relative to property holding of Alton Bay Campmeeting Association of the Advent Christian Church. Rep. Morse for Executive Departments and Administration. Ought to pass.

Rep. Kenneth Chamberlain explained the bill.

At the request of Rep. Bednar, Rep. Shirley Clark explained the bill.

(discussion ensued)

Ordered to third reading by vv.

HB 335

to provide for an optional increase in group life insurance for state employees. Rep. Michael Walsh for Executive Departments and Administration. Inexpedient to legislate.

Rep. Williamson explained the bill.

Rep. Pickett moved that HB 335 be laid on the table.

Motion adopted by vv.

HB 394

to divide the state into five civil defense areas of responsibility. Rep. Helen Barker for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 415

to appropriate money for the construction of a state emer-

gency operating center. Rep. Greeley for Executive Departments and Administration. Inexpedient to legislate.

Rep. Stafford moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate and spoke in favor of the motion. Rep. Stafford subsequently withdrew his motion.

Resolution adopted by vv.

HB 427

providing for hearings on appeals by applicants for and recipients of medical assistance. Rep. Boire for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 397

to establish the season for and manner and limit of taking salt water smelt. Rep. Maynard for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 436

relative to the taking of deer. Rep. Hunt for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 439

extending the open season for pheasants. Rep. George Gordon for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Open Season for Pheasants. Amend RSA 209:2 (supp) as amended by 1957, 80:1, 1963, 307:1 and 1965, 347:2 by striking out the section and inserting in place thereof the following: 209:2 Pheasants. Male pheasants only may be taken and possessed from October first to November ninth inclusive. A person shall not take more than two pheasants in one day. A person shall not take more than ten pheasants in any one calendar open season, or have in his possession at one time more than two days' bag limit of pheasants.

At the request of Rep. Graf, Rep. Oleson answered questions.

Amendment adopted, ordered to third reading by vv.

HB 482

relating to season for taking deer with bow and arrows and permitting bow and arrow hunters to take a second deer during the regular season. Rep. Bork for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

COMMITTEE OF CONFERENCE REPORT

SB 23

The Committee of Conference to whom was referred Senate Bill No. 23, An Act extending the powers of certain private corporations organized under special legislative act, having considered the same, report the same with the following recommendations:

That the Senate recede from its position and concur in the adoption of the following House amendment:

Amend said bill by inserting after section 1 the following new section:

2 Limitations. Amend RSA 292:8-g as inserted by 1965, 44:1 by striking out said section and inserting in place thereof the following: 292:8-g Limitation on Name. Notwithstanding the provisions of RSA 292:3 no person, school, association or corporation shall use in any way the term "junior college", or "college" or "university" in connection with an institution, or use any other name, title or descriptive matter tending to designate that it is an institution of higher learning unless it has been incorporated under the provisions of this chapter. The provisions of this section shall not apply to a person, school, association or corporation which has been authorized to use said terms by law prior to January 1, 1965. Any person, school, association or corporation authorized by a special act of the legislature shall not change its name to include any of said terms under the provisions of section 8-1 unless its amendment therefor shall be submitted to and approved by the board prior to being filed in the office of the secretary of state.

Further amend said bill by renumbering section 2 to read section 3.

Richard W. Leonard
James Koromilas
Conferees on the part of the Senate
Martha Frizzell
James C. Bingham
Armand Capistran
Conferees on the part of the House

On motion of Rep. Frizzell the House adopted the committee of conference report.

* * *

HB 525

On motion of Rep. Spitzli the order whereby HB 525 relating to absentee voting at Berlin Municipal elections was referred to Judiciary was vacated and the bill was referred to the Berlin Delegation.

SENATE MESSAGE

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 319

relative to mountain lions.

AMENDMENT

Amend section 1 of the bill by striking out line 2 and inserting in place thereof the following:

(supp as inserted by 1965, 83:1 and amended by 1967, 14:1 the following new sections:

* * *

On motion of Rep. Drew the House concurred in the engrossed bills amendment.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 413

to amend the charter of Austin-Cate Academy.

AMENDMENT

Amend section 6 of the bill by striking out the same and inserting in place thereof the following:

6 Effective Date. This act shall take effect upon its passage.

On motion of Rep. Spitzli the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 267

relative to fees to be paid to tax collector in sale of personal property.

HB 354

relative to the fire service training program.

SENATE MESSAGE AND
INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 146

legalizing proceedings at the annual meeting of the Amherst School District held in the town of Amherst on March 10, 1967. To Exec. Dep't. and Adm.

SB 159

authorizing the creation of the New Hampshire Vermont

District of the Unitarian Universalist Association. To Municipal and County Gov't.

SB 19

to exempt firemen and policemen from civil liability when giving emergency care. To Judiciary.

RESOLUTIONS

Reps. MacKenzie, Saunders and Pollock offered the following resolution:

Whereas, we have learned with pride that Mrs. Pauline Kendall of Keene has been named Mrs. New Hampshire of 1967, and

Whereas, Mrs. Kendall will be the state's contender for the Mrs. America crown in the pageant's national finals, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, express our congratulations to Mrs. Kendall for becoming the state finalist with the hope she will be successful in the national finals to be held in San Diego May 4-14th, and be it further

Resolved, that a copy of these Resolutions be transmitted to Mrs. Kendall.

* * *

Resolutions adopted by vv.

Reps. Cobleigh and Pickett offered the following resolution:

Whereas, we are sorry to learn of the illness of Hertel Pariseau, Executive Secretary of the State Employees Association and his confinement to the Elliot Hospital in Manchester, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, extend our sympathy to Mr. Pariseau in his illness and our best wishes for a speedy recovery, and be it further

Resolved, that a copy of these Resolutions be transmitted to Mr. Pariseau.

* * *

Resolutions adopted by vv.

Rep. Stafford, for the Belknap County Delegation, offered the following resolutions:

Whereas, we have learned with sorrow of the passing of one of our fellow members, David O'Shan, Representative from Ward 5, Laconia for thirteen sessions, and

Whereas, Mr. O'Shan was a veteran of World War I and gave freely of his time and effort in furthering any legislation pertaining to the betterment of the many veterans organizations with which he was connected, as well as to his state, county and community, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, extend our sympathy to the family of Mr. O'Shan and pay tribute to the memory of this Veteran Legislator, who with his seeing eye dog, Olga, have for so long been familiar figures in our legislative halls, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Hazel O'Shan.

* * *

Resolutions unanimously adopted by rising vote and one minute of silent prayer.

PERSONAL PRIVILEGE

Rep. Angus rose on a point of personal privilege.

ANNOUNCEMENTS

The Chair announced the following:

Rep. and Mrs. Edmund Sweeney were celebrating their 33rd wedding anniversary.

Today is the birthday of Rep. Thurston.

Mr. and Mrs. Herbert Richardson became great grandparents yesterday.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following Senate Bills were read a third time, passed, and sent to the Secretary of State to be engrossed.

SB 107

to authorize cooperative banks and building and loan associations to borrow up to fifteen percent of its share capital without prior approval of the bank commissioner.

SB 109

to authorize the division of profits of cooperative banks and building and loan associations into different classifications including club accounts.

SB 112

to authorize cooperative banks and building and loan associations to purchase real estate in which to transact its business at a cost as approved by the bank commissioner.

* * *

The following House Bills were read a third time, passed, and sent to the Senate for concurrence.

HB 414

to authorize cooperative banks or building and loan associations to make loans insured by the state of New Hampshire in excess of the statutory limitation.

HB 329

relative to property holding of Alton Bay Campmeeting Association of the Advent Christian Church.

HB 427

providing for hearings on appeals by applicants for and recipients of medical assistance.

HB 439

extending the open season for pheasants.

HB 470

authorizing voluntary admission to the Laconia State School.

HB 472

transferring the certifying authority for admission to Laconia State School from the New Hampshire Child Guidance Clinic to the Laconia State School.

* * *

On motion of Rep. Morrison the House adjourned at 1:54 P. M., in memory of former Representative David O'Shan of Laconia.

Thursday, April 20

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O Lord, who hast bound us together in this bundle of life, give us grace to understand how our lives depend upon the courage, the industry, the honesty and integrity of our fellow men; that we may be mindful of their needs, grateful for their faithfulness, and faithful in our responsibilities to them; through Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Milne led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The Woodbury Elementary School, 5th grade classes, courtesy of The Salem Delegation.

The 5th Grade of the Salem Public School System, courtesy of The Salem Delegation.

John D. Cone, guest of his father, Rep. Cone of Hanover.

23 Triple Star Girls from Hanover High School with their chaperone, Mrs. Ruth LaBombarde, courtesy of The Hanover Delegation.

Master Sgt. Richard R. Normand, son of Rep. Normand of Manchester. Sgt. Normand just returned from Korea and is now stationed in Boston, recruiting service — WAACS for nursing duty.

Mrs. Richard Bradley, wife of Rep. Bradley of Thornton,

Mrs. Pauline Kendall, Mrs. New Hampshire of 1967 and Mrs. Lorraine Key, courtesy of Rep. MacKenzie of Keene.

LEAVES OF ABSENCE

Rep. Burrows was granted leave of absence for the day on account of important business.

Rep. Blanchette was granted leave of absence for the day on account of illness in the family.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 618

relative to the disclosure of information on the release of fish by the fish and game department. (Smith of Grafton Dist. 18 — To Fish and Game)

HB 619

to increase the license fee for a female dog to twenty-five dollars. (Stearns of Cheshire Dist. 10 — To Agriculture)

HB 620

relative to penalties for driving a motor vehicle without a valid license and for misuse of number plates. (Spitzli of Cheshire Dist. 1 — To Judiciary)

HB 621

relative to long-service attaches and employees of the legislature. (McMeekin of Grafton Dist. 6 — To Executive Departments and Administration)

HB 622

providing that a medical certificate shall only be required for children under sixteen before an employment certificate may issue. (Willey of Grafton Dist. 19 — To Labor)

HB 623

to provide for the revision of the personal property tax and to impose a tax on income and on retail sales. (Scott-Craig of Grafton Dist. 9, Manchester of Grafton Dist. 9, and Cone of Grafton Dist. 9 — To Ways and Means)

HB 624

relative to taking raccoons by the use of traps. (Morse of Grafton Dist. 15 — To Fish and Game)

HB 625

authorizing a town not having a representative to the general court to select an advisor to the county convention. (Remick of Carroll Dist. 4 — To Municipal and County Government)

HB 626

relating to issuance of plates to motor vehicle dealers. (Casassa of Rockingham Dist. 20 — To Transportation)

HB 627

authorizing the microfilming of probate records. (Cullity of Hillsborough Dist. 30, and LaFrance of Hillsborough Dist. 33 — To Municipal and County Government)

HB 628

authorizing certain minors to serve liquors and beverages in dining rooms of hotels and restaurants. (Blanchard of Hillsborough Dist. 34 — To Liquor Laws)

HJR 70

making appropriation for the purchase and installation of an electronic roll call system for the house of representatives. (Bridges of Hillsborough Dist. 13, and Cone of Grafton Dist. 9 — To Appropriations)

HJR 71

to provide state aid for regional planning. (Knight of Hills-

borough Dist. 4, and Hall of Rockingham Dist. 4 — To Resources, Recreation and Development)

The Chair announced that today is the 83rd birthday of Rep. Harry Johnson.

• COMMITTEE REPORTS

HB 110

establishing the New Hampshire Retirement System. Rep. Weeks for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Retirement System Established. Amend RSA by inserting after chapter 100 the following new chapter:

CHAPTER 100-A

NEW HAMPSHIRE RETIREMENT SYSTEM

100-A:1 Definitions. The following words and phrases as used in this chapter, unless a different meaning is plainly required by the context, shall have the following meanings:

I. "Retirement system" shall mean the New Hampshire Retirement System as defined in section 2.

II. "Board of trustees" or "board" shall mean the board provided for in section 14.

III. "State" shall mean the state of New Hampshire.

IV. "Employer" shall mean (a) the state or any department, commission, institution or agency of the state government by which an employee is paid through the office of the state treasurer with respect to their employees, (b) the state, the local school district or other employers of teachers eligible for membership in the system with respect to the teachers in their employ, (c) any police department or police force of the state, or of any county, city, town, village or precinct in the state with respect to the permanent policemen in their employ, and (d) any fire department of the state, or of any county, city, town,

village or precinct in the state with respect to the permanent firemen in their employ.

V. "Employee" shall mean any regular classified or unclassified officer or employee of the state or any department, commission, institution or agency of the state government by which an employee is paid through the office of the state treasurer, except members and attaches of the general court or members of the executive council. It shall also mean any employee of any of the groups authorized to participate in the state employees retirement system pursuant to the provisions of RSA 100:46 to 63 inclusive. In all cases of doubt the board of trustees shall determine whether any person is an employee as defined herein.

VI. "Teacher" shall mean any regular or special teacher, principal, supervisor or administrator, librarian or other member of the teaching or professional staff engaged in the service of the public elementary and secondary schools located within the state and supported by and under the control of the state, the local school district, or other employers of teachers eligible for membership in the system. In all cases of doubt the board of trustees shall determine whether any person is a teacher as herein defined.

VII. "Permanent policeman" shall mean any person, male or female, who is a chief, deputy chief, marshal, deputy marshal, colonel, major, captain, lieutenant, sergeant, officer of other rank, inspector, chief clerk, clerk, radio dispatcher, radio engineer or operator, patrolman, trooper, detective, investigator, mechanic, electrician, laboratory worker or other technical expert regularly employed on full time duty by a police department or police force of the state, or of any county, city, town, village or precinct in the state. In all cases of doubt the board of trustees shall determine whether any person is a permanent policeman as defined herein.

VIII. "Permanent fireman" shall mean a private fireman or officer regularly employed on full time duty by any fire department of the state or of any county, city, town, village or precinct of the state. "Officer" for purposes of this definition shall include any chief, deputy chief, captain, lieutenant, foreman so employed, or other technical expert regularly employed on full time duty. In all cases of doubt the board of trustees shall

determine whether any person is a permanent fireman as defined herein.

IX. "Call fireman" shall mean a fireman not regularly employed by a fire department, but answering for duty only to fire alarms.

X. "Member" shall mean any person included in the membership of the retirement system, as provided in section 3.

(a) "Group I members" shall mean employees and teachers.

(b) "Group II members" shall mean permanent policemen and permanent firemen.

XI "Beneficiary" shall mean any person receiving a retirement allowance or other benefit as provided herein.

XII "Widow" shall mean also widowers.

XIII. "Service" shall mean service as an employee, a teacher, a permanent policeman or a permanent fireman which is paid for by an employer.

XIV. "Membership service" shall mean service rendered while a member of the retirement system.

XV. "Prior service" shall mean service rendered prior to the date of membership in the retirement system for which credit was given under the terms of one or more of the predecessor systems as set forth in section 4.

XVI. "Creditable service" shall mean prior service plus membership service, as provided in section 4.

XVII. "Earnable compensation" shall mean the full base rate of compensation paid to an employee, teacher, permanent policeman or permanent fireman, plus, in the case of teachers, such additional amounts as may be paid for extra-curricular educational activities or cost-of-living bonus. In cases where compensation includes maintenance the board of trustees shall fix the value of that part of the compensation not paid in money. Notwithstanding the foregoing, in the case of employees or teachers, the earnable compensation of a member whose compensation is reduced for any reason shall, at the election of the employee or teacher made at the time of such reduction, be deemed for the purposes of the retirement system to be continued at the higher rate. Such election shall be irrevocable.

XVIII. "Average final compensation" shall mean the average annual earnable compensation of a member during his highest five years of creditable service, or during all of the years in his creditable service if less than five years.

XIX. "Accumulated contributions" shall mean the sum of all the amounts deducted from the compensation of a member together with any amount transferred to the account of the member established pursuant to this system from the respective account of said member under one or more of the predecessor systems, with interest thereon, as provided in paragraph II of section 16.

XX. "Member annuity" shall mean annual payments for life derived from the accumulated contributions of the member.

XXI. "State annuity" shall mean annual payments for life derived from contributions by an employer.

XXII. "Retirement allowance" shall mean the sum of the member annuity and the state annuity. All retirement allowances shall be payable in equal monthly installments which shall cease with the last monthly payment prior to death, unless otherwise specifically provided for herein; provided, however, that if the retirement allowance is less than ten dollars per month, it may be paid, at the discretion of the board of trustees, in quarterly or semi-annual installments due at the midpoint of such period, or in a lump sum of equivalent actuarial value.

XXIII. "Retirement" shall mean withdrawal from active service with a retirement allowance granted under the provisions hereof.

XXIV. "Regular interest" shall mean interest at such rate or rates compounded annually as may be set from time to time by the board of trustees in accordance with paragraph VIII of section 14.

XXV. "Actuarial equivalent" shall mean a benefit of equal value when computed at regular interest upon the basis of the mortality tables last adopted by the board of trustees.

XXVI. "Primary insurance amount" shall mean the amount which a group I retired member may be entitled to receive as a primary insurance amount under Title II of the Social Security Act, as now in effect or as hereafter amended, even though such amount or any part thereof is not actually

received by such retired member because of his failure to make application therefor, or because of his having rendered service during the period for which such benefit would otherwise be payable, or for any other reason.

XXVII. "Survivor's insurance benefit" shall mean the amount payable under Title II of the Social Security Act as now in effect or as hereafter amended, to any person or persons on account of the death of the group I member, even though such amount or any part thereof is not actually received by such person because of his failure to make application therefor, or because of his having rendered service during the period for which such benefit would otherwise be payable, or for any other reason.

XXVIII. "Predecessor system" shall mean, where applicable, the Employees' Retirement System of the State of New Hampshire, the New Hampshire Teachers' Retirement System, the New Hampshire Policemen's Retirement System, and the New Hampshire Permanent Firemen's Retirement System, any one of them, or any combination thereof.

100-A:2 Name and Date of Establishment. The retirement system hereby created shall be established as of July 1, 1967. It shall have the powers, privileges and immunities of a corporation, and shall be known as the New Hampshire Retirement System, and by such name all of its business shall be transacted, all of its funds invested, and all of its cash, securities and other property held in trust for the purpose for which received.

100-A:3 Membership.

I. Any person who becomes an employee, teacher, permanent policeman or permanent fireman after the date of establishment shall become a member of the retirement system as a condition of employment; except that membership shall be optional in the case of elected officials or officials appointed for fixed terms.

II. Any person who was a member of or participant in one of the predecessor systems immediately preceding the date of establishment may become a member: (1) as of January 1, 1968 provided that on or before November 30, 1967 he shall have filed with the board of trustees, on a form prescribed by said board, a notice of his election to become a member of the retirement system; or, (2) as of July 1, 1968 provided that on or

before May 1, 1968 he shall have filed as provided above. Such election, when filed, shall be irrevocable.

III. The board of trustees may, in its discretion, accept as members any class of employees, teachers, permanent policemen or permanent firemen whose compensation is only partly paid by an employer or who are serving on a temporary or other than per annum basis, and it may also, in its discretion, make optional with employees, teachers, permanent policemen or permanent firemen in any such class their individual entrance into membership.

IV. The board of trustees shall require from any employer of employees, teachers, permanent policemen or permanent firemen covered by the retirement system such information relative to name, title, compensation, date of birth and length of service of each of its employees, teachers, permanent policemen and permanent firemen as the board may deem necessary.

V. A member shall cease to be a member if (a) he is absent from service more than six years in any period of seven consecutive years after last becoming a member; (b) he withdraws his accumulated contributions; or (c) he becomes a beneficiary or dies. Notwithstanding the foregoing, the board of trustees shall continue the membership of a member while in the armed forces of the United States provided such member does not withdraw his accumulated contributions.

100-A:4 Creditable Service.

I. With respect to service rendered prior to the date of membership, each employee, teacher, permanent policeman or permanent fireman who elects, pursuant to paragraph II of section 3 to become a member of the retirement system as of January 1, 1968 or July 1, 1968, shall have included as creditable service hereunder all service credited to him under the terms of one or more of the predecessor systems, provided his membership continues unbroken until his retirement. Should the employee, teacher, permanent policeman or permanent fireman whose membership is broken again become a member, he shall enter the retirement system as a member not entitled to such prior service credit, except as provided in section 7. .

II. Creditable service at retirement on which the retirement allowance of a member shall be based shall consist of his

membership service since he became a member or since he last became a member in the event of a break in membership, and the prior service, if any, which is credited to him under paragraph I.

III. The board shall fix and determine by appropriate rules and regulations how much service in any year is equivalent to one year of service, but in no case shall it allow credit for a period of absence without pay of more than a month's duration, nor shall more than one year of service be creditable for all service in a calendar year. Service rendered for the full normal working time in any year shall be equivalent to one year's service.

IV. Any employee, teacher, permanent policeman or permanent fireman who after the date of establishment terminated his employment in order to enter directly into the armed forces of the United States or other emergency wartime service of the United States approved by the board of trustees, shall be entitled to service credit for the period of such military or other wartime service, provided he again becomes employed within a year after the termination of such military or other wartime service, unless he is prevented from such reemployment by virtue of disability incurred during the period of such military or other wartime service, and provided further that he elects to make, and makes within a period of time equal to twice the length of time of such service, all payments to the system he would have been required to make had he been so employed during the period of such military or other wartime service.

100-A:5 Service Retirement Benefits.

I. Group I Members.

(a) Any group I member in service may retire on a service retirement allowance upon written application to the board of trustees setting forth at what time, not less than thirty days nor more than ninety days subsequent to the filing thereof, he desires to be retired, provided the member at the time so specified for his retirement has attained age sixty and notwithstanding that during such period of notification he may have separated from service. Any group I member in service as an employee who attains age seventy, except an elected or appointed official of the state, shall be retired forthwith or on the first day of the next following month. Any group I member in service as a teacher who attains age sixty-five shall be retired at the end of

the then ensuing school year, unless said member shall request an extension of service. Extensions of service in the case of employees shall be requested of a committee consisting of the director of personnel and two members of the board of trustees, one of whom shall be an employee member, and in the case of teachers shall be requested of the state board of education on the recommendation of the superintendent of schools. The extensions shall be granted on a year-to-year basis, and in no event beyond the member's attainment of age seventy or the school year in which he shall have attained age seventy. The two members from the board of trustees shall be named to the committee for terms of two years by the board of trustees, and the decision of the committee on the employee member's application for an extension of service shall be final.

(b) Upon service retirement, a group I member shall receive a service retirement allowance which shall consist of: (1) A member annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement; and (2) A state annuity payable prior to his attainment of age sixty-five which, together with his member annuity, shall be equal to one-sixtieth of his average final compensation multiplied by the number of years of his creditable service not in excess of thirty years, plus one-one hundred and twentieth of such compensation multiplied by the number of years of his creditable service in excess of thirty years. After his attainment of age sixty-five his state annuity shall be reduced by the sum of one-one hundred and twentieth of his average final compensation not in excess of the applicable social security breakpoint for each of the first thirty years of his creditable service and one-two hundred and fortieth of such compensation not in excess of the applicable social security breakpoint for each year of creditable service in excess of thirty years; provided that no such reduction shall be made in respect to any teacher for his years of creditable service between July 1, 1945 and July 1, 1950 and for those years of creditable service between July 1, 1950 and July 1, 1957 with respect to which he did not elect a refund of past contributions under Section 21 of Chapter 192, Laws of 1957; and further provided that such reduced retirement allowance, together with his primary insurance amount, shall not be less than one-sixtieth of the member's average final compensation for each year of creditable service not in excess of thirty years. For purposes of the above, social security breakpoint shall mean

four thousand two hundred dollars with respect to each year of prior service and shall mean the maximum amount of taxable wages under the Federal Insurance Contributions Act as from time to time in effect with respect to each year of membership service.

II. Group II Members.

(a) Any group II member in service who has attained age fifty and completed twenty-five years of creditable service may retire on a service retirement allowance upon written application to the board of trustees setting forth at what time not less than thirty days nor more than ninety days subsequent to the filing thereof, he desires to be retired, notwithstanding that during such period of notification he may have separated from service. Any group II member in service who attains age sixty-five shall be retired forthwith or on the first day of the next following month.

(b) Upon service retirement, a group II member shall receive a service retirement allowance which shall consist of: (1) A member annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement; and (2) A state annuity which, together with his member annuity, shall be equal to two per cent of his average final compensation multiplied by the number of years of his creditable service not in excess of twenty-five years, plus one per cent of such compensation multiplied by the number of years of his creditable service in excess of twenty-five years.

100-A:6 Disability Retirement Benefits.

I. Group I Members.

(a) Upon the application of a group I member in service or of his employer, any such member who has ten or more years of creditable service may be retired by the board of trustees on an ordinary disability retirement allowance, not less than thirty nor more than ninety days subsequent to the filing of such application; provided that a physician or physicians designated by the board of trustees, after a medical examination of such member, shall certify, and the board shall find, that he is mentally or physically incapacitated for the further performance of duty, that such incapacity is likely to be permanent and that he should be retired.

(b) Upon ordinary disability retirement, the group I member shall receive a service retirement allowance if he has attained age sixty, otherwise he shall receive an ordinary disability retirement allowance which shall consist of: (1) A member annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement; and (2) A state annuity payable until he is eligible for an unreduced benefit under the Social Security Act which, together with his member annuity, shall be equal to ninety per cent of the service retirement allowance that would be payable to him prior to his attainment of age sixty-five on the basis of his average final compensation and creditable service at the time of his disability retirement; provided, however, that such allowance shall not be less than twenty-five per cent of the member's average final compensation, nor greater than ninety per cent of one-sixtieth of such compensation multiplied by the number of years of creditable service the member would have had had he remained in service until he attained age sixty; after he is eligible for an unreduced benefit under the Social Security Act his state annuity shall be reduced to an amount which, together with his member annuity, shall be equal to ninety per cent of the service retirement allowance that would be payable after his attainment of age sixty-five on the basis of his average final compensation and creditable service at the time of his disability retirement; provided, however, that such reduced retirement allowance, together with his primary insurance amount, shall not be less than the disability retirement allowance payable prior to his eligibility for a primary insurance amount.

(c) Upon the application of a group I member in service or of his employer, any such member who has been totally and permanently incapacitated for duty as the natural and proximate result of an accident occurring while in the actual performance of duty at some definite time and place, without wilful negligence on his part, may be retired by the board of trustees on an accidental disability retirement allowance; provided that he is found to be mentally or physically incapacitated for the further performance of duty and that such incapacity is likely to be permanent.

(d) Upon accidental disability retirement, the group I member shall receive a service retirement allowance if he has attained age sixty; otherwise he shall receive an accidental dis-

ability retirement allowance which shall consist of : (1) A member annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement; and (2) A state annuity payable until he is eligible for an unreduced benefit under the Social Security Act which, together with his member annuity, shall be equal to fifty per cent of his average final compensation; and (3) A state annuity payable after he is eligible for an unreduced benefit under the Social Security Act which, together with his member annuity, shall be equal to the service retirement allowance that would be payable after his attainment of age sixty-five on the basis of his average final compensation at the time of his disability retirement and thirty years of creditable service.

II. Group II Members.

(a) Upon the application of a group II member in service or of his employer, any such member who has ten or more years of creditable service may be retired by the board of trustees on an ordinary disability retirement allowance, not less than thirty nor more than ninety days subsequent to the filing of such application; provided that a physician or physicians designated by the board of trustees, after a medical examination of such member, shall certify, and the board shall find, that he is mentally or physically incapacitated for the further performance of duty, that such incapacity is likely to be permanent and that he should be retired.

(b) Upon ordinary disability retirement, the group II member shall receive a service retirement allowance if he has attained age fifty and completed twenty-five years of creditable service, otherwise he shall receive an ordinary disability retirement allowance which shall consist of: (1) A member annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement; and (2) A state annuity which, together with his member annuity, shall be equal to a service retirement allowance based on the member's average final compensation and creditable service at the time of his disability retirement; provided, however, that such allowance shall not be less than twenty-five per cent of the member's average final compensation at the time of his disability retirement.

(c) Upon the application of a group II member in service or of his employer, any such member who has been totally and

permanently incapacitated for duty as the natural and proximate result of an accident occurring while in the actual performance of duty at some definite time and place, without wilful negligence on his part, may be retired by the board of trustees on an accidental disability retirement allowance; provided that he is found to be mentally or physically incapacitated for the further performance of duty and that such incapacity is likely to be permanent.

(d) Upon accidental disability retirement, the group II member shall receive an accidental disability retirement allowance which shall consist of: (1) A member annuity which shall be the actuarial equivalent of his accumulated contributions at the time of retirement; and (2) A state annuity which, together with his member annuity, shall be equal to two-thirds of his average final compensation at the time of his disability retirement.

III. Medical Examination; Gainful Occupation; Workmen's Compensation.

(a) Once each year during the first five years following the retirement of either a group I or group II member on a disability retirement allowance, and once in every three year period thereafter, the board of trustees may, and upon his application shall, require any disability beneficiary who has not attained age sixty to undergo a medical examination by a physician or physicians designated by the board. If any disability beneficiary who has not attained age sixty refuses to submit to such medical examination, his state annuity may be discontinued by the board of trustees until his withdrawal of such refusal, and if his refusal continues for more than one year, all his rights in and to his state annuity may be revoked by the board.

(b) If the board of trustees finds that any disability beneficiary is engaged in or is able to engage in a gainful occupation paying more than the difference between his retirement allowance and his average final compensation at retirement, then his state annuity shall be reduced to an amount which, together with his member annuity and the amount earnable by him, shall equal his average final compensation at retirement. If his earning capacity is later changed, his state annuity may be modified; provided that the new state annuity shall not exceed the amount of the state annuity originally granted nor an

amount which, when added to the amount earnable by him, together with his member annuity, equals his average final compensation at retirement.

(c) Any amounts which may be paid or payable to or on account of any member or retired member on account of any disability to which the employer has made contributions under the provisions of any workmen's compensation or similar law or plan shall, in such manner as the board of trustees shall determine, be offset against and payable in lieu of any state annuity on account of the same disability.

100-A:7 Restoration to Service. If a disability beneficiary is restored to service and if his annual earnable compensation then, or at any time thereafter, is equal to or greater than his average final compensation at retirement, or if any other beneficiary is restored to service, his retirement allowance shall cease, he shall again become a member of the retirement system and he shall contribute thereafter at the rate payable with respect to the same age which determined the rate paid prior to his retirement. Anything herein to the contrary notwithstanding, any credit for membership service and for any prior service on the basis of which his creditable service was computed at the time of his former retirement shall be restored to full force and effect; but if he is restored to membership after the attainment of age fifty in the case of a group I member, or age forty-five in the case of a group II member, upon subsequent retirement within a period of three years after such restoration to membership, he shall receive a retirement allowance based on his service as a member since his last restoration to membership, plus a retirement allowance equal to the retirement allowance to which he was entitled at the time of such restoration, except that the total retirement allowance upon such subsequent retirement shall not be a greater proportion of his average final compensation than the proportion to which he would have been entitled had he remained in service during the period of his prior retirement.

100-A:8 Accidental Death Benefits.

I. Group I Members.

(a) If, upon the receipt by the board of trustees of proper proof of the death of a group I member in service indicating that such death was the natural and proximate result of an acci-

dent occurring while in the performance of duty at some definite time and place, the board decides that death was the result of an accident in the performance of duty and not caused by wilful negligence on the part of the member, a state annuity shall be paid to his widow, to continue during her widowhood; or if there is no widow, or if the widow dies or remarries before the youngest child of the deceased member has attained age eighteen, then to his child or children under such age, divided in such manner as the board in its discretion shall determine, to continue as a joint and survivorship state annuity for the benefit of such child or children under said age until every child dies or attains said age; or if there is no widow or child under age eighteen living at the death of the member, then to his dependent father or dependent mother as the board shall determine, to continue for life; or if the deceased member is a female, the foregoing benefits shall be payable to her children or dependent parents only in like manner and amount; provided that if none of the aforementioned beneficiaries is living at the death of the member no benefit shall be payable under the provisions of this section.

(b) Upon the accidental death of a group I member the amount of the state annuity payable shall be equal to the sum of: (1) twenty-five per cent of the portion of his average final compensation not in excess of six thousand six hundred dollars, and (2) fifty per cent of the portion of his average final compensation in excess of six thousand six hundred dollars; provided that such state annuity, together with any survivors' insurance benefits payable on account of the member's death, shall not be less than fifty per cent of his average final compensation.

II. Group II Members.

(a) If, upon the receipt by the board of trustees of proper proof of the death of a group II member in service indicating that such death was the natural and proximate result of an accident occurring while in the performance of duty at some definite time and place, the board decides that death was the result of an accident in the performance of duty and not caused by wilful negligence on the part of the member, a state annuity shall be paid to his widow, to continue during her widowhood; or if there is no widow, or if the widow dies or remarries before the youngest child of the deceased member has attained age eighteen, then to his child or children under such age, divided

in such manner as the board in its discretion shall determine, to continue as a joint and survivorship state annuity for the benefit of such child or children under said age until every child dies or attains said age; or if there is no widow or child under age eighteen living at the death of the member, then to his dependent father or dependent mother as the board shall determine, to continue for life; or if the deceased member is a female, the foregoing benefits shall be payable to her children or dependent parents only in like manner and amount; provided that if none of the aforementioned beneficiaries is living at the death of the member no benefit shall be payable under the provisions of this section.

(b) Upon the accidental death of a group II member the amount of the state annuity payable shall be equal to fifty per cent of the member's annual rate of earnable compensation at the date of his death.

III. Workmen's Compensation. Notwithstanding the foregoing provisions of this section, any amounts which may be paid or payable under the provisions of any workmen's compensation or similar law on account of the death of any member shall, in such manner as the board of trustees shall determine, be offset against and payable in lieu of any state annuity payable under the provisions of this section on account of the same death. Any amounts offset above shall not include compensation received to pay hospital or medical bills under any private annuity or disability insurance plan.

100-A:9 Ordinary Death Benefit — Group II Members. Upon receipt by the board of trustees of proper proof of the death of a group II member in service indicating that such death was not the result of an accident occurring while in the performance of duty, there shall be payable to his surviving widow until her remarriage or prior death, provided that at the time of his death the member was eligible for service retirement, an allowance equal to fifty per cent of the service retirement allowance that would have been payable to the member had he retired immediately prior to his death, based on his average final compensation and creditable service at that time. If, at the time of his death, the group II member in service was not eligible for service retirement or, being so eligible, was not survived by a widow, there shall be paid to the person nominated by the member by written designation filed with

the board, in addition to the amount payable under section 11, a lump sum equal to the greater of either:

(a) three thousand six hundred dollars, or (b) an amount which is equal to the deceased member's annual earnable compensation at the time of his death.

100-A:10 Vested Deferred Retirement Benefit.

I. Group I Members.

(a) A group I member who has completed fifteen years of creditable service and who, for reasons other than retirement or death, ceases to be an employee or teacher may elect, in lieu of the refund of his accumulated contributions under section 11, on a form prescribed by the board of trustees for such purpose, to receive a vested deferred retirement allowance.

(b) Upon his attainment of age sixty, a group I member who has made such election shall receive a vested deferred retirement allowance which shall consist of: (1) A member annuity which shall be the actuarial equivalent of his accumulated contributions on the date he attains age sixty; and (2) A state annuity which, together with his member annuity, shall be equal to the service retirement allowance that would be payable to him after his attainment of age sixty-five on the basis of his average final compensation and creditable service at the time his service is terminated.

II. Group II Members.

(a) A group II member who has completed fifteen years of creditable service and who, for reasons other than retirement or death, ceases to be a permanent policeman or permanent fireman may elect, in lieu of the refund of his accumulated contributions under section 11, on a form prescribed by the board of trustees for such purpose, to receive a vested deferred retirement allowance.

(b) Upon his attainment of age fifty, provided he would then have completed twenty-five years of creditable service, otherwise the subsequent date on which such twenty-five years would have been completed, a group II member who has made such election shall commence to receive a vested deferred retirement allowance which shall consist of: (1) A member annuity which shall be the actuarial equivalent of his accumulated

contributions on the date his retirement allowance commences; and (2) A state annuity which, together with his member annuity, shall be equal to a service retirement allowance based on the member's average final compensation and creditable service at the time his service is terminated.

100-A:11 Return of Members' Contributions.

I. Group I Members.

(a) If a group I member ceases to be an employee or teacher for reasons other than retirement or death and if he has not elected to receive a vested deferred retirement allowance under section 10, the amount of his accumulated contributions shall be paid to him within two months after his written request therefor. If a group I member ceases to be a member because of absence from service for more than six years in any period of seven consecutive years after last becoming a member, his accumulated contributions shall be paid to him within two months after the board is notified to that effect.

(b) Upon the death of a group I member, the amount of his accumulated contributions shall be paid to the person or persons, if any, nominated by him, if living, otherwise to the member's estate.

(c) Upon the death of a group I member who has elected, pursuant to section 10, to receive a vested deferred retirement allowance before his attainment of age sixty, the amount of his accumulated contributions at the time of his death shall be paid to the person or persons, if any, nominated by him, if living, otherwise to the member's estate.

II. Group II Members.

(a) If a group II member ceases to be a permanent policeman or permanent fireman for reasons other than retirement or death and if he has not elected to receive a vested deferred retirement allowance under section 10, the amount of his accumulated contributions shall be paid to him within two months after his written request therefor. If a group II member ceases to be a member because of absence from service for more than six years in any period of seven consecutive years after last becoming a member, his accumulated contributions shall be paid to him within two months after the board is notified to that effect.

(b) Upon the death of a group II member in service as a result of causes other than those which meet the requirements for an accidental death benefit as set forth in section 8 and if, at the time of his death, he is not eligible for service retirement or, being so eligible, is not survived by a widow, the amount of his accumulated contributions shall be paid to the person or persons nominated by him, if living, otherwise to the member's estate. Upon the death of a group II member in service under circumstances which meet the requirements for an accidental death benefit as set forth in section 8, the amount of his accumulated contributions shall be paid to the person or persons nominated by the member, if living, otherwise to the member's estate.

(c) Upon the death of a group II member who has elected, pursuant to section 10, to receive a vested deferred retirement allowance before his retirement allowance commences, the amount of his accumulated contributions at the time of his death shall be paid to the person or persons, if any, nominated by him, if living, otherwise to the member's estate.

(d) Upon the death of the survivor of a retired group II member who is in receipt of an accidental disability retirement allowance pursuant to section 6 and his widow in receipt of an allowance pursuant to section 12, any excess of the retired member's accumulated contributions at retirement over the sum of the retirement allowance payments received by such retired member and his widow shall be paid to the person nominated by the member, if living, otherwise to the estate of the last to survive of the retired member and such widow.

(e) Upon the death of a retired group II member after his retirement allowance payments have commenced, provided he has not elected an optional allowance that has become effective, any excess of the amount of his accumulated contributions at retirement over the sum of the retirement allowance payments received shall be paid in one sum to the person or persons nominated by the member, if living, otherwise to the member's estate. Upon the death of the survivor of a retired group II member and the beneficiary nominated by him under the terms of an option, if an option was elected and had become effective, any excess of the retired member's accumulated contributions at retirement over the sum of the retirement

allowance payments received by the retired member and such beneficiary shall be paid to the person nominated by the member, if living, otherwise to the estate of the last to survive of the member and such beneficiary.

Nomination of a person to receive the return of the member's contributions pursuant to this section shall be made by the member in writing filed with the board of trustees. A member may change his nomination by a similar writing. A designation, revocation or change of the person nominated under an optional election may be made only as provided in section 13.

100-A:12 Benefits Upon Member's Death After Retirement — Group II Members. Upon the death of a retired group II member after his retirement allowance payments have commenced, there shall be paid to the person nominated by the member by written designation filed with the board, if living, otherwise to the retired member's estate, in addition to the amount payable under section 11 a lump sum of three thousand six hundred dollars; provided, however, that if said retired member was, prior to his death, in receipt of an accidental disability retirement allowance there shall be paid to his widow, if surviving, in lieu of such lump sum payment, an allowance to continue until her death or remarriage equal to fifty per cent of the accidental disability retirement allowance payable to the retired member prior to his death.

100-A:13 Optional Allowances. At least thirty days prior to his retirement, any member may elect to convert the retirement allowance otherwise payable on his account after retirement into a retirement allowance of equivalent actuarial value under one of the options named below, which election shall become effective on his date of retirement; provided, however, that no election of an optional benefit shall become effective until sixty days after the date of filing of the election thereof with the retirement board, or until sixty days after retirement, whichever is later, excepting that if the member so electing dies before the expiration of said sixty days, the election shall become effective as of the date of his death. A group II member may only elect either option 2 or option 3 below.

Option 1. A reduced retirement allowance payable during the retired member's life, with the provision that at his death a lump sum equal in amount to the difference between his accumulated contributions at the time of his retirement and the

sum of the member annuity payments made to him during his lifetime shall be paid to the person, if any, nominated by him by written designation duly acknowledged and filed with the board of trustees if such person survives him, otherwise to the retired member's estate.

Option 2. A reduced retirement allowance payable during the retired member's life, with the provision that it shall continue after his death for the life of, and to, the beneficiary nominated by him by written designation duly acknowledged and filed with the board of trustees at the time of retirement.

Option 3. A reduced retirement allowance payable during the retired member's life, with the provision that it shall continue after his death at one-half the rate paid to him and be paid for the life of, and to, the beneficiary nominated by him by written designation duly acknowledged and filed with the board of trustees at the time of retirement.

Option 4. A reduced retirement allowance payable during the retired member's life, with some other benefit payable after his death, provided that such other benefit shall be approved by the board of trustees.

100-A:14 Administration.

I. The administration of this system is vested in a board of eleven trustees. Three of the trustees shall be the state treasurer, the bank commissioner and the comptroller. The treasurer shall serve as chairman of said board of trustees and as chairman of each subcommittee. The remaining eight members of the board shall consist of two employees, two teachers, two permanent policemen, and two permanent firemen. The New Hampshire State Employees' Association, the New Hampshire Education Association, the New Hampshire Police Association, and the New Hampshire State Permanent Firemen's Association shall each annually nominate from their members a panel of five persons, all of whom shall be members of the retirement system, no later than May 31 of each year, and the panels so named shall be filed with the secretary of state no later than June 10 of each year. From each of the above named panels the governor, with the approval of council, shall originally appoint two persons, and thereafter one annually to the board. Members appointed to the board in the manner aforesaid shall serve for a term of two years, except that the original appointments of

one of the persons from each panel shall be for a term of one year. Each member so appointed shall hold office until his successor shall be appointed and qualified. Whenever a vacancy occurs, the governor and council shall fill the vacancy by appointing a member who shall serve for the unexpired term from the same panel from which the former member was appointed.

The treasurer and the four group I members shall constitute one subcommittee and the treasurer and the four group II members shall constitute another subcommittee. Each subcommittee shall, relative to the members of their respective group, consider policy problems and make recommendations relative to the same to the board of trustees and consider and make recommendations to the board of trustees concerning applications under the provisions of 100-A:6. Four members of a subcommittee shall constitute a quorum for the transaction of any business.

II. The board of trustees shall establish such rules and regulations as it deems necessary for the proper administration of this chapter.

III. The members of the board of trustees shall serve without compensation but shall be reimbursed for actual and necessary travelling and other expenses and disbursements incurred or made by them in the discharge of their official duties.

IV. Each trustee shall be entitled to one vote in the board of trustees. Six trustees shall constitute a quorum for the transaction of any business. Six votes shall be necessary for any resolution or action by the board at any meeting.

V. The board of trustees may employ, under the provisions of RSA 98, a secretary and such other assistants as may be necessary. It may engage such actuarial, medical, and like services as may be required to transact the business of the retirement system. The compensation for such special services, and all other expenses of the board necessary hereto, shall be paid at such rates and in such amounts as the board shall approve.

VI. The board of trustees shall keep in convenient form such data as may be necessary for actuarial valuation of the various funds of the retirement system and for checking the experience of the system.

VII. The board of trustees shall keep a record of all its proceedings. It shall annually make a report showing the fiscal

transactions of the retirement system for the preceding fiscal year, the amount of the accumulated cash and securities of the system and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the system, and shall file the same with the secretary of state.

VIII. Immediately after the establishment of the retirement system, the board of trustees shall adopt mortality and service tables for use in all calculations in connection with the system, and shall certify the rates of contribution payable under the provisions hereof. The board of trustees shall also determine from time to time the rate or rates of regular interest for use in all calculations, except as otherwise provided, with the rate of four per cent per annum compounded annually applicable from the date of establishment until changed by the board.

IX. In 1970, and at least once in each five-year period thereafter, the board shall have an actuary make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries of the retirement system, and a valuation of the assets and liabilities of its funds, and taking into account the result of such investigation and valuation, the board shall adopt such mortality, service and other tables as shall be deemed necessary, and certify the rates of contribution payable under the provisions of this chapter. Commencing in the year 1971, and at two-year intervals thereafter, the board shall report to the legislature by January 15 on the status of the system and the desirability of any change including a change in rates for members and employers on the basis of the then accumulated experience of the system.

X. On the basis of regular interest and the tables last adopted by the board of trustees, the board shall have an actuary make annual valuations of the contingent assets and liabilities of the funds of the retirement system.

100-A:15 Management of Funds.

I. The members of the board of trustees shall be the trustees of the several funds created hereby. The state treasurer shall upon recommendation of the board have full power to invest and reinvest such funds, subject to all the terms, conditions, limitations, and restrictions imposed by the laws of the state of New Hampshire upon domestic life insurance companies in the making and disposing of their investments, and

further may upon recommendation of the board invest and reinvest such funds in shares of cooperative banks and building and loan associations existing under the laws of this state and of federal savings and loan associations located in this state, and may upon recommendation of the board make deposits in savings banks or trust companies or in national banks and subject to like terms, conditions, limitations, and restrictions, said trustees shall have full power to hold, purchase, sell, assign, transfer, and dispose of any of the securities and investments in which any of the funds created hereby have been invested, as well as the proceeds of such investments. The board of trustees shall have authority to hire investment counsel. The state treasurer shall be the custodian of the several funds of the retirement system.

II. For the purpose of meeting disbursements for state annuities, member annuities, and other payments, there may be kept available cash, not exceeding ten per cent of the total amount in the funds of the retirement system, on deposit in one or more banks or trust companies in the state, organized under the laws of the state or of the United States; provided that the sum on deposit in any one bank or trust company shall not exceed the sum of the paid-up capital and surplus of such bank or trust company.

III. Except as otherwise herein provided, no trustee and no employee of the board of trustees shall have any personal interest in the gains or profits of any investment made by the board; nor shall any trustee or employee of the board, directly or indirectly, for himself or as an agent, in any manner use the same except to make such current and necessary payments as are authorized by the board; nor shall any trustee or employee of the board become an endorser or surety, or in any manner an obligor, for money loaned to or borrowed from the board.

100-A:16 Method of Financing. All of the assets of the retirement system shall be credited, according to the purpose for which they are held, between two funds, namely, the member annuity savings fund and the state annuity accumulation fund. Each of the funds shall be subdivided on account of the various member classifications.

I. Member Annuity Savings Fund.

(a) The member annuity savings fund shall be a fund in which shall be accumulated the contributions deducted from

the compensation of members to provide for their member annuities together with any amounts transferred thereto from a similar fund under one or more of the predecessor systems. Such contributions shall be, for each member, dependent upon his employment classification at the rate determined in accordance with the following table.

Age When Contrib- utions Begin	EMPLOYEES		TEACHERS		Permanent Policemen and Firemen
	Men	Women	Men	Women	
20	7.50%	8.95%	7.95%	9.20%	8.35%
21	7.50	8.95	7.95	9.20	8.50
22	7.50	8.95	7.95	9.20	8.70
23	7.50	8.95	7.95	9.20	8.90
24	7.50	8.95	7.95	9.20	9.10
25	7.50	8.95	7.95	9.20	9.30
26	7.50	8.95	7.95	9.20	9.00
27	7.50	8.95	7.95	9.20	8.75
28	7.55	9.00	8.00	9.25	8.50
29	7.55	9.05	8.00	9.25	8.25
30	7.60	9.05	8.05	9.30	8.00
31	7.65	9.10	8.10	9.35	7.75
32	7.65	9.15	8.15	9.40	7.50
33	7.70	9.20	8.20	9.45	7.25
34	7.75	9.25	8.25	9.50	7.00
35	7.80	9.30	8.30	9.55	6.80
36	7.85	9.40	8.35	9.60	6.55
37	7.90	9.45	8.40	9.70	6.30
38	8.00	9.50	8.50	9.75	6.10
39	8.05	9.60	8.55	9.85	5.90
40	8.10	9.70	8.60	9.90	5.70
41	8.20	9.80	8.70	10.00	5.75
42	8.25	9.85	8.75	10.10	5.80
43	8.30	9.95	8.80	10.20	5.85
44	8.40	10.05	8.90	10.25	5.95
45	8.45	10.10	9.00	10.35	6.05
46	8.55	10.20	9.05	10.45	6.15
47	8.60	10.30	9.15	10.55	6.20
48	8.70	10.40	9.25	10.65	6.30
49	8.80	10.50	9.35	10.75	6.35
50	8.90	10.60	9.45	10.85	6.45
51	9.00	10.70	9.55	11.00	6.55

Age When Contribu- tions Begin	EMPLOYEES		TEACHERS		Permanent Policemen and Firemen
	Men	Women	Men	Women	
52	9.05	10.80	9.65	11.10	6.60
53	9.15	10.95	9.75	11.20	6.70
54	9.25	11.05	9.85	11.35	6.75
55	9.35	11.20	9.95	11.45	6.85
56	9.45	11.30	10.00	11.60	6.95
57	9.55	11.40	10.15	11.70	7.00
58	9.65	11.55	10.25	11.80	7.10
59	9.75	11.65	10.35	11.95	7.20
60	9.75	11.65	10.35	11.95	7.30
61	9.75	11.65	10.35	11.95	7.40
62	9.75	11.65	10.35	11.95	7.50
63	9.75	11.65	10.35	11.95	7.60
64 and over	9.75	11.65	10.35	11.95	7.70

As used in the foregoing table, the words "age when contributions begin" shall mean the age of the member when he last became a member of the system, or in the case of a member who was a member of or a participant in one of the predecessor systems, his age when he last became a member of or participant in said predecessor system; provided, however, that he has continued his membership unbroken from such last date. With respect to the rates listed in the foregoing table for employees and teachers, the percentages are applicable to that portion of earnable compensation in excess of the maximum amount of taxable wages under the Federal Insurance Contributions Act, as from time to time in effect, with one-half of such rate being applicable to that portion of earnable compensation which is not in excess of such amount.

The board of trustees shall certify to the proper authority or officer responsible for making up the payroll of each employer, and such authority or officer shall cause to be deducted from the compensation of each member, on each and every payroll of such employer for each and every payroll period, the percentage of earnable compensation applicable to such member. In determining the amount earnable by a member in a payroll period, the board may consider the rate of compensation payable to such member on the first day of a payroll period as continuing throughout the payroll period and it may omit

deduction from compensation for any period less than a full payroll period if such person was not a member on the first day of the payroll period, and to facilitate the making of deductions it may modify the deduction required of any member by such an amount as shall not exceed one-tenth of one percent of the annual earnable compensation upon the basis of which such deduction is made. The amounts deducted shall be reported to the board of trustees. Each of such amounts, when deducted, shall be paid to the retirement system at such times as may be designated by the board of trustees and credited to the individual account, in the member annuity savings fund, of the member from whose compensation the deduction was made.

(b) The deductions provided for herein shall be made notwithstanding that the minimum compensation provided for by law for any member shall be reduced thereby. Every member shall be deemed to consent and agree to the deductions herein provided as a condition of his membership.

(c) In addition to the contributions deducted from the compensation of members as hereinbefore provided, and subject to the approval of the board of trustees and to such rules and regulations as the board may make with respect to the crediting of interest thereon, any member may provide an additional retirement allowance by making contributions at an additional rate not in excess of the rate computed to be sufficient to provide an additional retirement allowance which, together with his regular retirement allowance, will result in a total retirement allowance not in excess of fifty per cent of his average final compensation. Such additional contributions shall become part of his accumulated contributions except in the case of retirement, when they shall be treated as excess contributions returnable to the member in cash or as a member annuity of equivalent actuarial value.

(d) The accumulated contributions of a member withdrawn by him, or paid to his estate or to his designated beneficiary in event of his death in service, shall be paid from the member annuity savings fund. Upon the retirement of a member, his accumulated contributions shall be transferred from the member annuity savings fund to the state annuity accumulation fund.

II. State Annuity Accumulation Fund.

(a) The state annuity accumulation fund shall be the fund in which shall be accumulated all reserves for the payment of all state annuities payable from contributions made by employers, any amounts transferred thereto from a similar fund under one or more of the predecessor systems, amounts transferred from the member annuity savings fund, and all amounts paid to the system by or on account of call, substitute, or volunteer firemen and from which shall be paid all benefits payable under the system other than those payable from the member annuity savings fund.

(b) At the beginning of each fiscal year the board of trustees shall assess upon the various counties, cities, towns, villages or precincts in the state employing group II members, and upon the state for the group II members in its employ, six per cent of the earnable compensation of such group II members in such county, city, town, village or precinct, or the state, provided that if the board finds that all assessments made under the provisions of this chapter together with the annual appropriation by the state, as hereinafter provided, will not be sufficient to keep this retirement system in a sound financial condition, the board may assess such further sums against said counties, cities, towns, villages and precincts, and the state, as, in the judgment of the board, may be necessary for said purpose. It shall be the duty of the treasurer or other disbursing officer of said employer to pay to the board of trustees the sum assessed against said county, city, town, village or precinct, and said county, city, town, village or precinct is hereby authorized and directed to appropriate the sums necessary for said assessment.

(c) The contributions of each employer for benefits under the retirement system on account of group I members shall consist of a percentage of the earnable compensation of its members to be known as the "normal contribution", and an additional amount to be known as the "accrued liability contribution"; provided that, in the case of teachers, any employer, other than the state, shall pay three-fifths of such total contributions, and two-fifths thereof shall be paid by the state; and provided further that in case of teacher members employed by the state the state shall pay both normal and accrued liability contributions. The contributions of the state for benefits under

the retirement system on account of group II members shall consist of a percentage of the earnable compensation of its members which, together with the assessments provided in paragraph (b) above, shall be known as the "normal contribution", and an additional amount to be known as the "accrued liability contribution". The rate per cent of such normal contribution in each instance shall be fixed on the basis of the liabilities of the system with respect to the particular members of the various member classifications as shown by actuarial valuation.

(d) Commencing with the date of establishment and until the amount of the unfunded accrued liability has been established, the board of trustees shall determine the percentage normal contribution rate on account of each member classification as the uniform and constant percentage of the earnable compensation of the average new entrant member which, if contributed on the basis of his earnable compensation throughout his entire period of active service, would be sufficient to provide for the payment of any state annuity payable on his account from contributions by the employer. Commencing with the valuation as of June 30, 1969, the percentage normal contribution rate shall be determined after each actuarial valuation as the rate per cent of the earnable compensation of all members obtained by deducting from the total liabilities of the state annuity accumulation fund on account of each member classification the amount of the unfunded accrued liability, the present value of future assessments, if any, under paragraph (b) above, and the total amount of the funds in hand to the credit of the respective member classifications in that fund and dividing the remainder by one per cent of the present value of future compensation of all members within the appropriate member classification. Until the actuarial valuation as of June 30, 1969 has been prepared, the normal contribution rate for employee members shall be three and two-tenths per cent, for teacher members shall be three and one-half per cent, for permanent policemen members shall be one per cent, and for permanent firemen members shall be one per cent.

(e) Immediately following the actuarial valuation prepared as of June 30, 1968, the board shall have an actuary determine the amount of the unfunded accrued liability for each member classification as the amount of the total liabilities of the state annuity accumulation fund on account of such

classification which is not dischargeable by the total of the funds in hand to the credit of the state annuity accumulation fund on account of such classification, the present value of future assessments, if any, under paragraph (b) above, and the aforesaid normal contributions to be made on account of the members in such classification during the remainder of their active service. The amount so determined with respect to each member classification shall be known as the "unfunded accrued liability" with respect to such classification. On the basis of each such unfunded accrued liability, the board shall have an actuary **determine the level annual contribution** required to discharge such amount over a period of twenty years from June 30, 1968.

(f) The total amount payable to the state annuity accumulation fund in each year on account of each member classification shall not be less than the normal contribution rate multiplied by the total compensation earnable by all members in such classification for such year, plus the amount of the accrued liability contribution necessary to liquidate the unfunded accrued liability on behalf of such classification as determined by the actuary under subsection (e) above.

(g) All interest and dividends earned on the funds of the retirement system shall be credited to the state annuity accumulation fund. The board of trustees annually shall allow interest at such rate or rates as it shall determine from time to time on the individual accounts of members in the member annuity savings fund and shall transfer such amounts from the state annuity accumulation fund.

III. Employer Contributions.

(a) On or before the first day of October next preceding each regular session of the state legislature, the board of trustees shall certify to the state comptroller the amounts which will become due and payable by the state during the biennium next following to the retirement system, and it shall be the duty of the comptroller in preparing the executive budget for each ensuing biennium to include in the budget the amounts so certified which amounts shall be appropriated by the legislature.

(b) A county, city, town, school district or other political subdivision of the state having any employee members who are paid directly by the state but for whom the state is later reimbursed for the part of their compensation not chargeable to

state funds shall likewise reimburse the state for that part of the contribution made by the state to this system which is based on such part of compensation not chargeable to state funds.

(c) At the beginning of each year commencing on the first day of July the board of trustees shall certify to each employer other than the state the percentage rates of contribution due the system from each such employer, and shall assess upon each such employer such percentages of the earnable compensation of members in its employ, and it shall be the duty of the treasurer or other disbursing officer of each such employer to pay to the board of trustees such portion of the annual amount so assessed at such times and in such manner as the board of trustees may prescribe. Each such employer is hereby authorized to appropriate the sums necessary for the payment of such assessments.

IV. Authorized Deductions. Notwithstanding any other provisions of this chapter, any member who makes application for benefits hereunder and who is at the time a member of the so-called Blue Cross-Blue Shield insurance plan may request that monthly payments for such insurance be deducted from the benefit payments which he is to receive, and in such case said deduction shall be made from the sums due the member.

100-A:17 Transfer of Funds. Within sixty days following November 1, 1967, and May 1, 1968, the board of trustees shall certify the amount on deposit in the employee annuity savings fund of the Employees' Retirement System of the State of New Hampshire, the teacher annuity savings fund of the New Hampshire Teachers' Retirement System, and that portion of the amounts on deposit in the retirement funds established under the New Hampshire Policemen's Retirement System and the New Hampshire Permanent Firemen's Retirement System attributable to assessments from permanent policemen and permanent firemen, which, in each instance, are applicable to members of or participants in such systems who become members of this retirement system as of January 1, 1968 or July 1, 1968, respectively, and such amount, in each instance, shall be transferred to the credit of the member annuity savings fund of this system. On or before July 1, 1969, the actuary shall certify to the board, on the basis of actuarial valuations as of June 30, 1968, the amount on deposit in the respective state annuity accumulation funds and the balance on deposit in the

respective retirement funds, which, in each instance, are applicable to such persons, and such amount, in each instance, shall be transferred to the credit of the state annuity accumulation fund of this system within ninety days after receipt of such certification.

100-A:18 Transfer of Classification.

I. Any person who is a member of the retirement system may transfer his classification as defined in section 5 of this chapter to the other classification, as therein defined, upon accepting office or employment which makes it possible or mandatory for him to participate in such other classification and if such acceptance of office or employment would make it impossible for him to continue in his former classification.

II. Any such person desiring to transfer his classification shall notify the board of trustees, prior to or at the time of his change of employment status, of his intention to change his classification and shall request that the board note such change on its records. Upon his entry into the other classification he shall receive service credit in such classification for all service rendered prior to such transfer for which he was entitled to credit in his former classification provided that the amount of the accumulated contributions to his credit under such former classification is equal to the accumulated value of the contributions which he would have made had he been in the new classification since he last became a member of this system or of one or more of the predecessor systems, as the case may be. If his accumulated contributions are less than such accumulated value, he may make up the difference, or he may make no payment and receive a reduction of equivalent actuarial value in his retirement allowance. If his accumulated contributions are greater than such accumulated value, the amount of the excess shall be returned to him or considered as additional contributions under section 16.

III. Upon transferring to such other classification, a member shall thereafter be eligible for such benefits or annuities as are provided by law under such classification including the credits for previous service in the classification from which he has transferred as provided in subsection II of this section; provided, however, that if he retires on a retirement allowance under the new classification within five years after such trans-

fer, the benefits or annuities payable with respect to the service credited under the classification from which the transfer was made shall not be greater than those which would have been payable with respect to such service had he remained in such classification.

100-A:19 Call, Substitute or Volunteer Firemen.

I. Call, substitute, or volunteer firemen to be eligible for the benefits hereinafter set forth must be accepted by their respective city, town, precinct or organized volunteer company. All call, substitute, or volunteer firemen who desire the benefits of this section shall make application to the board of trustees and pay the sum of six dollars per year, said amount to be paid in one sum, and shall give notice of their application for the benefits hereof to the treasurer or other disbursing officer of the city, town or precinct which employs them. The chief, clerk or other responsible officer of a fire company whose members have applied for the benefits of this section shall forward to the secretary of the board, on a form approved by the board, the number and the names of such members as of July first of every year and shall also notify the board of any dismissals, resignations or deaths during the year of any of its members who were eligible for the benefits hereof. New members of such fire companies applying for the benefits of this section during the fiscal year, who are not replacing former members of their company who had applied for benefits hereunder shall be assessed the full amounts as set forth above. if their applications are received on or before December thirty-first of any year, but their eligibility for the benefits hereunder shall extend only to June thirtieth of the following year or to the beginning of the new fiscal year. All new members of such fire companies, who are not replacing former members during the fiscal year and whose applications are received on or after January first of any year shall be assessed one-half the amount set forth above and shall be eligible for the benefits hereof only to June thirtieth of the same year or to the beginning of the new fiscal year. Members of such fire companies who, during the fiscal year, are replacing members who had applied for the benefits of this section but who are no longer members of the fire company, shall not be assessed, but shall be entitled to the benefits hereof to June thirtieth of the same fiscal year for which the member whom they are replacing was eligible. All assessments from call, sub-

stitute, or volunteer firemen, for any fiscal year beginning July first to June thirtieth of the following year, shall be paid on or before June thirtieth of that fiscal year in which application or renewal of application is received by the board; with the exception that, in case of total and permanent disability or accidental death of any member of a fire company who has made application for the benefits of this section, benefits accruing to such member or to his beneficiary shall not be paid until his assessment for that fiscal year has first been received by the board.

II. Upon the application of a call, substitute, or volunteer fireman who is eligible for benefits under this section, and who has become totally and permanently incapacitated as the natural and proximate result of an injury received while in the actual performance of fire duty at some definite time and place, without wilful negligence on his part, such fireman shall receive an annual allowance not to exceed one thousand two hundred fifty dollars; provided he is found to be mentally or physically incapacitated for employment and that such incapacity is likely to be permanent. The fact of such fireman's permanent disability shall be established in a manner similar to that employed for determining the eligibility of a member for an accidental disability allowance under section 6 of this chapter, and, after the commencement of such allowance, said fireman shall be subject to the provisions of subsection III of said section 6, as if the same were part of this section.

III. If, upon the receipt by the board of trustees of proper proof of the death of a call, substitute, or volunteer fireman who was eligible for benefits under this section indicating that such death was the natural and proximate result of an injury received while in the actual performance of fire duty at some definite time and place, the board decides that death was the result of an accident in the performance of fire duty and was not caused by wilful negligence on the part of such fireman, an annual allowance equal to the allowance payable to the fireman on his becoming totally and permanently disabled, as set forth in subsection II above, shall be payable to his widow, to continue during her widowhood; or if there is no widow, or if the widow dies or remarries before the youngest child of the deceased fireman has attained age eighteen, then to his child or children under such age, divided in such manner as the board in its discretion shall determine, to continue as

a joint and survivorship allowance for the benefit of such child or children under said age until every child dies or attains said age; or if there is no widow or child under age eighteen living at the death of the fireman, then to his dependent father or dependent mother as the board shall determine, to continue for life; provided that if none of the aforementioned beneficiaries is living at the death of the fireman no benefit shall be payable under the provisions of this subsection.

IV. For purposes of this section, firemen shall be acknowledged as performing their fire duties when they are going to, returning from, or working at a fire or other public emergency; when performing all work within the scope of employment of the fireman under the expressed or implied authority of a superior officer; and in such other cases as the board may from time to time decide to be for the public interest.

V. In the case of a call, substitute or volunteer fireman in receipt of an allowance under subsection II above as the result of a disability received in line of fire duty, who dies while in receipt of such allowance as the result of such injury received in the performance of fire duty, the payment of such allowance shall continue to his widow until she dies or remarries, or to his child or children until each reaches the age of eighteen years.

Participation by Certain Employees of Political Subdivisions

100-A:20 General Conditions for Participation.

I. The governing board of any county, city, town, school district or other political subdivision of the state may, by resolution legally adopted, in form approved by the board of trustees, elect to have its officers and employees become eligible to participate in the retirement system. After such election, such body shall be known as an employer for purposes of this chapter. The board of trustees shall set the date when the participation of the officers and employees of any employer shall become effective, and then such officers and employees may become members and participate herein, as provided in this subdivision. Notwithstanding anything to the contrary, employees of any employer who are members of one or more of the predecessor systems and who have not elected, pursuant to section 3, to become members shall not be entitled to become members; and employees who are members of any local retirement system

other than a local retirement system for teachers shall be entitled to become members only as provided in section 21. "Local retirement system" for purposes of this subdivision shall mean any retirement system or other arrangement for the payment of retirement benefits in existence at the time of passage of this act, which is supported wholly or in part by public funds, exclusive of the predecessor systems as defined in section 1.

II. Any governing board, as aforesaid, or authority which pursuant to either RSA 100:29 or 30 of the Employees' Retirement System of the State of New Hampshire elected to have its officers and employees become eligible to participate in that system and became an employer, as therein defined, shall, by virtue of said election become an employer as herein defined. Any members of that system, in the employ of such political subdivision or authority who, pursuant to the terms of section 3, elect to become members of this system as of January 1, 1968 or July 1, 1968, shall have the shares credited to their account in the employee annuity savings fund and the state annuity accumulation fund of said employees' retirement system transferred to the member annuity savings fund and the state annuity accumulation fund of the retirement system, respectively, in accordance with the provisions of section 16. Thereafter, all contributions on behalf of such members shall be made by such employer and member to the retirement system.

100-A:21 Participation of Members of Local Retirement Systems.

I. Should a majority of the members of any local retirement system elect to become members of the retirement system, by a petition duly signed by such members, and should their employer elect to have them participate by resolution legally adopted in form approved by the board of trustees of the retirement system, such employees shall participate in the retirement system as though such local retirement system were not in operation. The retirement allowances being paid by the local retirement system on the date such participation in the retirement system becomes effective shall be continued and paid at their existing rates by the retirement system and the liability on this account shall be included in the computation of the accrued liability contribution payable by the employer as provided by section 24. Any cash and securities to the credit of the local retirement system shall be transferred to the retirement

system as of the date participation begins. The trustees or other administrative head of the local retirement system as of the date of participation shall certify the proportion of any of the funds of the local retirement system that represents the accumulated contributions of the members and the relative shares of the members as of that date. Such shares shall be credited to the respective annuity savings account of such members in the retirement system as additional contributions. The balance of the funds transferred to the retirement system shall be offset against the accrued liability before determining the special accrued liability contribution to be paid by the employer as provided by section 24. The operation of the local retirement system shall be discontinued as of the date participation becomes effective in the retirement system.

II. Any members of any local retirement system who, pursuant to the provisions of RSA 100:33 of the Employees' Retirement System of the State of New Hampshire, elected to become members of said system and who, pursuant to the terms of section 3, elect to become members of the retirement system as of January 1, 1968 or July 1, 1968, shall have the shares credited to their account in the employee annuity savings fund and the state annuity accumulation fund of said Employees' Retirement System transferred to the member annuity savings fund and the state annuity accumulation fund of the retirement system respectively in accordance with the provisions of section 16. The employer of those members who so elect shall become an employer for purposes of the retirement system and thereafter all contributions on behalf of such members shall be made by such employer and member to the retirement system.

100-A:22 Modifications. Membership in the retirement system shall be optional for officers and employees of the employer who are in the service of the employer on the date when participation becomes effective, and any such officer or employee who elects to join the retirement system within one year thereafter shall be credited with prior service covering such periods of prior service rendered to such employer for which the employer is willing to make accrued liability contributions. Thereafter, service for such employer on account of which contributions are made by the employer and member shall also be considered as creditable service. Membership shall be compulsory for all employees entering the service of such employer after the date participation becomes effective. The chief fiscal

officer of the employer, and the heads of its departments, shall submit to the board of trustees such information and shall cause to be performed with respect to the employees of such employer, who are members of the retirement system, such duties as shall be prescribed by the board of trustees in order to carry out the provisions of this chapter.

100-A:23 Benefits.

I. Employees who become members of the retirement system under the provisions of sections 20 through 22 and on behalf of whom contributions are paid as provided herein shall be entitled to benefits under the retirement system as though they were state employees, except that on or after five years from the date when participation becomes effective any such member in service who attained or who has attained age seventy, except an elected official, shall be retired forthwith or on the first day of the next calendar month, unless an extension of service is granted by vote of the governing body.

II. Notwithstanding the provisions of this section, any allowance or benefit provided for under this chapter which is computed by reference to the member's primary insurance amount or the survivor's insurance benefit shall not be payable with respect to a member whose service performed in the employ of the subdivision at the time of his retirement was not covered under an agreement between the state and the Secretary of Health, Education, and Welfare made under the provisions of RSA Chapter 101.

100-A:24 Contributions.

I. Employees who have become members of the retirement system under the provisions of this subdivision shall contribute at the same rates of contribution and on the same basis as state employees.

II. Employers whose employees become members of the retirement system under the provisions of this subdivision shall make contributions in behalf of their employees corresponding to the contributions which the state makes in behalf of state employees, except that each employer shall make a special accrued liability contribution, which shall be determined by an actuarial valuation of the accrued liability on account of the employees of such employer who elect to become members, in

the same way as the accrued liability contribution is determined for state employees. The accrued liability contribution, as so determined, shall be payable by each employer in lieu of the accrued liability contribution payable by the state on account of state employees. The expense of making the valuation to determine the accrued liability upon which the annual contribution shall be based shall be assessed against and paid by the employer or employers on whose account the valuation is necessary.

III. The contributions payable by employers whose employees participate in the retirement system shall be certified by the board of trustees to the chief fiscal officer of the employer and shall include a pro rata share of the cost of administration of the retirement system based upon the payroll of the employees of the employer who are members. The amounts so certified shall be a charge against the employer. The chief fiscal officer of each such employer shall pay to the state treasurer the amount certified by the board of trustees as payable under the provisions of this subdivision, and the state treasurer shall credit such amounts to the appropriate funds of the retirement system.

IV. The agreement of any employer to contribute on account of its employees shall be irrevocable, but should an employer for any reason become financially unable to make the contributions payable on account of its employees as set forth in this subdivision, then such employer shall be deemed to be in default. All members of the retirement system who were employees of such employer at the time of default shall thereupon be entitled to discontinue membership and to a refund of their previous contributions upon demand made within ninety days thereafter. As of a date ninety days following the date of such default, the board shall have an actuary determine by actuarial valuation the amount of the reserves held on account of each remaining active member and beneficiary of such employer and shall credit to each such member and beneficiary the amount of reserves so held. The reserves so credited, together with the amount of the accumulated contributions of each such active member, shall be used to provide for him a paid-up deferred annuity beginning at age sixty-five, and the reserve of each beneficiary shall be used in providing such part of his existing retirement allowance as the reserve so held will pro-

vide, which retirement allowance shall thereafter be payable to him. The rights and privileges of both active members and beneficiaries of such employer shall thereupon terminate, except as to the payment of the deferred annuity so provided and the retirement allowance, or parts thereof, provided for the beneficiaries.

100-A:25 Limitation on Payments. Notwithstanding anything to the contrary in this subdivision, the retirement system shall not be liable for the payment of any retirement allowance or other benefits on account of the employees or beneficiaries of any employer for which reserves have not been previously created from funds contributed by such employer, or its employees, for such benefits.

Miscellaneous

100-A:26 Exemption From Taxation and Execution. The right of a person to any benefit or to any other right accrued or accruing to any person under the provisions of this chapter, and the monies in the funds created hereby, shall be exempted from any state, county or municipal tax in the state, and shall not be subject to execution, trustee process, attachment or any other process whatsoever, legal or equitable, and shall be unassignable except as herein specifically provided.

100-A:27 Protection Against Fraud. Any person who shall knowingly make any false statement or shall falsify or permit to be falsified any record or records of this retirement system in any attempt to defraud the system as a result of such act, shall be fined not more than five hundred dollars, or imprisoned not more than seven years, or both. Should any change or error in the records result in any member or beneficiary receiving from the system more or less than he would have been entitled to receive had the records been correct, the board of trustees shall have the power to correct such error, and to adjust as far as practicable the payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was correctly entitled shall be paid.

100-A:28 Limitation on Membership. This retirement system and the provisions hereof shall not apply to any person benefited by or entitled to participate under any other provisions of law which provides wholly or in part at the expense of the state or any other employer, for retirement benefits for em-

ployees, teachers, permanent policemen, and permanent firemen employed by the state or such other employer, their widows or other dependents, with respect to the same period of service for which they are eligible for benefits under the terms of this chapter. The provisions of this section shall not apply to any person participating in, or receiving or eligible to receive benefits under the old-age and survivors insurance provisions of Title II of the federal Social Security Act, as amended.

2 Teachers' Retirement — Membership. Amend RSA 192:3 by striking out paragraphs I and II and inserting in their place the following:

I. Any person who is a member of the retirement system established by this chapter on June 30, 1967 shall continue to be a member thereafter, unless on or before November 30, 1967 or May 1, 1968 he files with the board of trustees, on a form prescribed by the board, a notice of his election to become a member as of January 1, 1968 or July 1, 1968 of the New Hampshire Retirement System as provided by RSA 100-A:3, II., in which event his membership in this retirement system shall cease as of December 31, 1967 or June 30, 1968.

II. Any person who is not a member of the retirement system established by this chapter on July 1, 1967 or who becomes a teacher on or after that date shall not be eligible for membership in said retirement system.

Further amend said section by repealing paragraph III. relative to temporary teachers or teachers who are only partly paid by the state being members.

3 Teachers' Retirement — Board of Trustees. Amend RSA 192:10 by striking out the same and inserting in place thereof the following: 192:10 Administration. The administration of the retirement system established by this chapter is hereby vested in the board of trustees established by RSA 100-A:14 and it shall have with respect to this system all the rights, powers, duties, restrictions, and immunities it has with respect to the retirement system established by RSA 100-A.

4 Teachers' Retirement — State Annuity Accumulation Fund. Amend subparagraphs (b), (c), (d), and (e) of paragraph III. of RSA 192:12 by striking them out and inserting in their places the following:

(b) The contributions of each employer for benefits under the retirement system shall consist of a percentage of the earnable compensation of its members to be known as the "normal contribution", and an additional amount to be known as the "accrued liability contribution"; provided that any employer, other than the state, shall pay three-fifths of such total contributions, and two-fifths thereof shall be paid by the state; provided further that in case of state employees the state shall pay both normal and accrued liability contributions. The rate per cent of such normal contributions shall be fixed on the basis of the liabilities of the system as shown by actuarial valuation.

(c) Immediately after making each valuation during the period over which the accrued liability contribution is payable, the board of trustees shall determine the percentage normal contribution rate as the uniform and constant percentage of the earnable compensation of the average new entrant member which, if contributed on the basis of his compensation throughout his entire period of active service would be sufficient to provide for the payment of any state annuity payable on his account from contributions by the employer. Commencing with the valuation as of June 30, 1969, the percentage normal contribution rate shall be determined after each actuarial valuation as the rate per cent of the earnable compensation of all members obtained by deducting from the total liabilities of the state annuity accumulation fund the amount of the unfunded accrued liability and the total amount of the funds in hand to the credit of that fund and dividing the remainder by one per cent of the present value of future compensation of all members.

(d) Immediately following the actuarial valuation prepared as of June 30, 1968, the actuary shall determine the amount of the unfunded accrued liability as the amount of the total liabilities of the state annuity accumulation fund which is not dischargeable by the total of the funds in hand to the credit of the state annuity accumulation fund and the aforesaid normal contributions made on account of such members during the remainder of their active service. The amount so determined shall be known as the "unfunded accrued liability". On the basis of such unfunded accrued liability, the actuary shall determine the level annual contribution required to discharge such amount over a period of twenty years from June 30, 1968.

(e) The total amount payable to the state annuity accumulation fund in each year shall not be less than the normal contribution rate multiplied by the total earnable compensation of all members in each such year, plus the amount of the annual accrued liability contribution necessary to liquidate the unfunded accrued liability as determined by the actuary under subsection (d) above.

5 Teachers' Retirement — Transfer of Powers. Amend RSA 192:20 by striking out the same and inserting in place thereof the following: 192:20 Transfer of Powers and Duties. All powers and duties heretofore conferred by law upon the teachers' retirement board shall be transferred to the board of trustees established by RSA 100-A:14, which board in addition to its other duties shall be charged with the administration of the retirement system established under chapter 136, Revised Laws.

6 Employees' Retirement — Membership. Amend RSA 100:3, as amended by 1955, 301, part IV:2, by striking out paragraphs I. and II. and inserting in their place the following:

I. Any person who is a member of the retirement system on June 30, 1967 shall continue to be a member thereafter, unless on or before November 30, 1967 or May 1, 1968 he files with the board of trustees, on a form prescribed by the board, a notice of his election to become a member as of January 1, 1968 or July 1, 1968 of the New Hampshire Retirement System as provided by RSA 100-A:3, II., in which event his membership in the retirement system shall cease as of December 31, 1967 or June 30, 1968.

II. Any person who is not a member of the retirement system established by this chapter on July 1, 1967 or who becomes an employee on or after that date shall not be eligible for membership in said retirement system.

Further amend said section by repealing paragraph III relative to temporary employees or employees who are only partly paid by the state being members.

7 Repeal. RSA 100:4 requiring court stenographers to become members of the employees' retirement system is hereby repealed.

8 Employees' Retirement — Board of Trustees. Amend RSA 100:12 by striking out the same and inserting in place

thereof the following: 100:12 Administration. I. The administration of the retirement system established by this chapter is hereby vested in the board of trustees established by RSA 100-A:14 and it shall have with respect to this system all the rights, powers, duties, restrictions, and immunities it has with respect to the retirement system established by RSA 100-A.

II. All retirement allowances shall be payable in equal monthly installments which shall cease with the last monthly payment prior to death.

9 Employees' Retirement — State Annuity Accumulation Fund. Amend subparagraphs (b), (c), (d), and (e) of paragraph III. of RSA 100:14 by striking them out and inserting in their places the following:

(b) The contributions of the state for benefits under the retirement system shall consist of a percentage of the earnable compensation of members to be known as the "normal contribution," and an additional amount to be known as the "accrued liability contribution". The rate per cent of such normal contribution shall be fixed on the basis of the liabilities of the system as shown by actuarial valuation.

(c) Immediately after making each valuation during the period over which the accrued liability contribution is payable, the board of trustees shall determine the percentage normal contribution rate as the uniform and constant percentage of the earnable compensation of the average new entrant member which, if contributed on the basis of his compensation throughout his entire period of active service would be sufficient to provide for the payment of any state annuity payable on his account from contributions by the state. Commencing with the valuation as of June 30, 1969, the percentage normal contribution rate shall be determined after each actuarial valuation as the rate per cent of the earnable compensation of all members obtained by deducting from the total liabilities of the state annuity accumulation fund the amount of the unfunded accrued liability and the total amount of the funds in hand to the credit of that fund and dividing the remainder by one per cent of the present value of future compensation of all members.

(d) Immediately following the actuarial valuation prepared as of June 30, 1968, the actuary shall determine the

amount of the unfunded accrued liability as the amount of the total liabilities of the state annuity accumulation which is not dischargeable by the total of the funds in hand to the credit of the state annuity accumulation fund and the aforesaid normal contributions made on account of such members during the remainder of their active service. The amount so determined shall be known as the "unfunded accrued liability". On the basis of such unfunded accrued liability, the actuary shall determine the level annual contribution required to discharge such amount over a period of twenty years from June 30, 1968.

(e) The total amount payable to the state annuity accumulation fund in each year shall not be less than the normal contribution rate multiplied by the total earnable compensation of all members in each such year, plus the amount of the annual accrued liability contribution necessary to liquidate the unfunded accrued liability as determined by the actuary under subsection (d) above.

10 Employees' Retirement — Limitations. Amend RSA 100:18 by striking out in lines two and three the words "entitled to participate" and inserting in place thereof the word (participating) so that said section as amended shall read as follows: 100:18 Limitation on Membership. The retirement system and the provisions hereof shall not apply to any person benefited by or participating under any other provision of law which provides wholly or in part at the expense of the state or of any subdivision thereof, for retirement benefits for employees of the state, their widows, or other dependents. The provisions of this section shall not apply to any person participating in, or receiving or eligible to receive benefits under the old age and survivors insurance provisions of title II of the federal Social Security Act, as amended.

11 Firemen's Retirement — Retirement Board. Amend RSA 102:3 by striking out the same and inserting in place thereof the following: 102:3 Board of Trustees. The administration of the retirement system established by this chapter is hereby vested in the board of trustees established by RSA 100-A:14 and it shall have with respect to this system all the rights, powers, duties, restrictions, and immunities it has with respect to the retirement system established by RSA 100-A and the word "board" or phrase "retirement board" when used in this chapter,

unless a different meaning is plainly required by the context, shall mean said board of trustees.

12 Firemen's Retirement — Membership. Amend RSA 102:4 by striking out the same and inserting in place thereof the following: 102:4 Membership. Any permanent fireman in this state who prior to July 1, 1967 accepted the provisions of this chapter shall continue to be entitled to the benefits of this system thereafter, unless on or before November 30, 1967 or May 1, 1968 he files with the board of trustees, on a form prescribed by the board, a notice of his election to become a member as of January 1, 1968 or July 1, 1968 of the New Hampshire Retirement System as provided by RSA 100-A:3, II., in which event his entitlement to the benefits provided under this system shall cease as of December 31, 1967 or June 30, 1968. Any permanent fireman who prior to July 1, 1967 did not accept the provisions of this chapter or any person who becomes a permanent fireman on or after that date shall be ineligible to make application to accept the provisions of this chapter and shall not be entitled to the benefits hereof.

13 Firemen's Retirement — State's Contribution. Amend RSA 102:11 by striking out the same and inserting in place thereof the following: 102:11 Contribution of State to Retirement Fund. On account of each permanent fireman accepting the provisions of this chapter who does not, pursuant to section 4, elect to become a member as of January 1, 1968 of the New Hampshire Retirement System as established by RSA 100-A, there shall be appropriated annually by the state, for the purposes of this chapter, an amount which, together with the assessments provided in sections 9 and 10, shall be sufficient to meet the normal contribution and the accrued liability contribution. The normal contribution rate shall be determined as the uniform and constant percentage of the annual salary of the average new permanent fireman entering the system which, if contributed on the basis of his salary throughout his entire period of active service would be sufficient, together with the assessments provided in sections 9 and 10, to provide for the payment of any benefit payable on his account under this chapter. The accrued liability contribution shall be determined by the actuary as the amount necessary to liquidate the unfunded accrued liability as of June 30, 1968 over a period of twenty years from that date. The unfunded accrued liability is the amount of the total liabilities of the system which is not

dischargeable by the funds in hand, the assessments and the normal contribution. After the determination of the unfunded accrued liability as of June 30, 1968, the normal contribution shall be determined after each actuarial valuation as the rate per cent of the annual salary of each participating permanent fireman obtained by deducting from the total liabilities of the system the amount of the funds in hand, the present value of future assessments and the then current unfunded accrued liability and dividing the remainder by one per cent of the present value of the future salaries of all permanent firemen who are then participating in the system.

14 Policemen's Retirement — Retirement Board. Amend RSA 103:3 by striking out the same and inserting in place thereof the following: 103:3 Board of Trustees. The administration of the retirement system established by this chapter is hereby vested in the board of trustees established by RSA 100-A:14 and it shall have with respect to this system all the rights, powers, duties, restrictions, and immunities it has with respect to the retirement system established by RSA 100-A and the word "board" or phrase "retirement board" when used in this chapter, unless a different meaning is plainly required by the context, shall mean said board of trustees.

15 Policemen's Retirement — Membership. Amend RSA 103:4 as amended by 1957, 50:1 by striking out the same and inserting in place thereof the following: 103:4 Membership. Any permanent policemen in this state who prior to July 1, 1967 accepted the provisions of this chapter shall continue to be entitled to the benefits of this system thereafter, unless on or before November 30, 1967 or May 1, 1968 he files with the board of trustees, on a form prescribed by the board, a notice of his election to become a member as of January 1, 1968 or July 1, 1968 of the New Hampshire Retirement System as provided by RSA 100-A:3, II., in which event his entitlement to the benefits provided under this system shall cease as of December 31, 1967 or June 30, 1968. Any permanent policeman who prior to July 1, 1967 did not accept the provisions of this chapter or any person who becomes a permanent policeman on or after that date shall be ineligible to make application to accept the provisions of this chapter and shall not be entitled to the benefits hereof.

16 Policemen's Retirement — State's Contribution. Amend RSA 103:10 as amended by 1963, 238:3 by striking out the same

and inserting in place thereof the following: 103:10 Contribution by State. On account of each permanent policeman accepting the provisions of this chapter, who does not pursuant to section 4 elect to become a member as of January 1, 1968 or July 1, 1968 of the New Hampshire Retirement System as established by RSA 100-A, there shall be appropriated annually by the state, for the purposes of this chapter, an amount which, together with the assessments provided in sections 7 and 9, shall be sufficient to meet the normal contribution and the accrued liability contribution. The normal contribution rate shall be determined as the uniform and constant percentage of the annual salary of the average new permanent policeman entering the system which, if contributed on the basis of his salary throughout his entire period of active service would be sufficient, together with the assessments provided in sections 7 and 9, to provide for the payment of any benefit payable on his account under this chapter. The accrued liability contribution shall be determined by the actuary as the amount necessary to liquidate the unfunded accrued liability as of June 30, 1968 over a period of twenty years from that date. The unfunded accrued liability is the amount of the total liabilities of the system which is not dischargeable by the funds in hand, the assessments and the normal contribution. After the determination of the unfunded accrued liability as of June 30, 1968, the normal contribution shall be determined after each actuarial valuation as the rate per cent of the annual salary of each participating permanent policeman obtained by deducting from the total liabilities of the system the amount of the funds in hand, the present value of future assessments and the then current unfunded accrued liability and dividing the remainder by one per cent of the present value of the future salaries of all permanent policemen who are then participating in the system.

17 Boards and Terms of Office of Members Terminated. The board of trustees of the state employees' retirement system, the permanent firemen's retirement board, the New Hampshire police retirement board, and the board of trustees of the teachers' retirement system are all hereby dissolved, terminated, and declared to be no longer in existence and the terms of office of all the members of all four boards are hereby terminated. The board of trustees of the New Hampshire retirement system established by RSA 100-A, as inserted by section 1 of this act, shall have all the rights, powers, duties, ob-

ligations, restrictions, and immunities which each of the above four boards had or would have had if they had not been dissolved and terminated.

18 Transfer of Employees. All employees of each of the boards of trustees existing pursuant to chapters 100, 102, 103, and 192 of RSA prior to the effective date of this act are hereby transferred to the and made employees of the board of trustees established by RSA 100-A at no lower compensation and emoluments than they are receiving at the time of such transfer.

19 Effective Date. This act shall take effect July 1, 1967.

* * *

Rep. Eaton moved the adoption of the committee report and spoke in favor of the motion.

(discussion ensued)

Rep. Pickett moved that HB 110 be recommitted to the committee on Appropriations and spoke in favor of the motion.

Reps. Weeks, Manchester, deBlois, Scott-Craig, Raiche, Belcourt, York, Angus, Cobleigh and O'Neil spoke against the motion.

(discussion ensued)

Reps. Christie, Stafford, Healy and Brungot spoke in favor of the motion.

(discussion ensued)

Rep. Arthur Bouchard moved the previous question and it was sufficiently seconded.

The Question now being shall the main question now be put?

Motion adopted by vv.

Motion being to recommit HB 110 to Appropriations.

Rep. Stafford requested the yeas and nays.

Seconded by Rep. Stratton.

ROLL CALL

YEAS — 168

BELKNAP COUNTY: Allan, Stuart B., Piper, Randall, Watson, Deblois, McCarthy, Dearborn, Head, Dulac, Lucien R., Foster, Stafford.

CARROLL COUNTY: Hickey.

CHESHIRE COUNTY: Forbes, Keating, Tasoulas, Webster, Pollock, Saunders, Heald, Cleon E., Smith, Robert A., Moran, Pickett.

COOS COUNTY: Manning, A. George, O'Hara, Oleson, Fortier, Sullivan, Desilets, Sheridan, York, Elmer H., Brungot, Lemire, Williams, Bouchard, Arthur A., Gagnon, Parent.

GRAFTON COUNTY: Gardner, Van H., Tilton, McGee, Anderson, Fayne E., Putnam, Morse.

HILLSBOROUGH COUNTY: Edwards, Karnis, Fortin, Warren, Carter, Christie, Burnham, Drabinowicz, Mason, Desmarais, Marquis, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Boisvert, Levesque, Dion, Robert A., Dubois, LaVallee, Latour, Gallagher, Keeney, Peabody, Cox, Pettigrew, Soucy, Emile J., Ackerson, Barrett, Gardner, William J., Montplaisir, Pratt, Cullity, McDermott, Welch, John L., Corey, Manning, Thomas E., Walsh, Edward J., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, Thibeault, Lafrance, Leclerc, Martel, Albina S., Bernier, Blanchard, Champagne, Chevette, Delisle, Derome, Walsh, Michael P., Belanger, Bergeron, Hurley, Normand, Capistran, Levasseur, Nalette, Allard, Daniel, Rousseau, Burke, Grady, Emmett J., McGrail.

MERRIMACK COUNTY: Sherman, Kenneth L., Hanson, Gamache, Gordon, George E., Kopperl, Gilman, Kenney, Greeley, Henry, Howland, Babineau.

ROCKINGHAM COUNTY: Gay, Charles H., Kimball, Barron, Sayer, Clark, Ernest D., White, George W., Sr., Palmer, Goodrich, Hoar, Sewall, Twardus, Keefe, Maynard, McEachern, Archie D., Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Osborn, Gerber, Ingraham, Bowlen.

STRAFFORD COUNTY: Canney, Drew, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Hartigan, Beaudoin,

Leighton, Nelson, Bernard, Guilmette, Mudgett, Murphy, Colbath, McQuade, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Prudhomme, Saggiotes, Wright, Herbert H.

NAYS — 189

BELKNAP COUNTY: Urie, Joslyn, Guild, Roberts, George B., Chamberlain, Kenneth W., Sr., Normandin, Prescott.

CARROLL COUNTY: Howard, Davis, Esther M., Farrington, Roberts, Milburn F., Hayes, Remick, Davis, Dorothy W., Chamberlain, Leslie M., Claflin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Trowbridge, Yardley, Austin, Bussiere, McGinness, Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Hackler, MacFarlane, O'Neil, Gutterson, MacKenzie.

COOS COUNTY: Huggins, Marsh, Bushey, Hunt, Drake, Sherman, Lloyd G., Taylor, Dubey, Emerson.

GRAFTON COUNTY: Rich, Stevenson, Berringer, Foss, Frazer, Bennett, Phil A., McMeekin, Park, Cone, Manchester, Scott-Craig, Smith, Manson B., Duhaime, Roger M., Merrill, Whipple, Ellms, Plumer, Pryor, Bell, Smith, Stephen W., Sr., Bradley.

HILLSBOROUGH COUNTY: Eaton, Sterling, Sawyer, Barnard, Bartlett, Knight, Weilbrenner, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Heald, Philip C. Jr., Coburn, Roscoe N., Ferguson, Bragdon, Bridges, Brocklebank, Wallin, Barker, Helen A., Cobleigh, Belcourt, Lesage, Reynolds, Bissonette, Bednar, Cares, Wright, John W. Jr., Graf, Loxton, Wiggin, Ainley, Gordon, Charles F., Milne, Mahoney, Bruton, Raiche, Sweeney, James A., Soucy, Charles A.

MERRIMACK COUNTY: Gay, Paul B., Bigelow, Maxwell, Gile, Reddy, Enright, Kersting, Stevens, Buatti, Thompson, Doris L., Kelley, LaRoche, Mattice, Bork, Thompson, Arthur E., Cate, York, Edward H., Davis, Alice, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Andersen, Chris K., Peaslee, Sanders, Newell, Maxham.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gorham, Stratton, Tarbell, Gelt, Morrill, Schwaner, Spollett, Cummings, Everett, Underwood,

Barker, Nelson E., Collishaw, Eastman, Ferron, Junkins, Varrill, Hamel, Crossland, Cheney, George L., Barnes, Casassa, Ratoff, Shindledecker, Leavitt, Greene, McDonough, Weeks, White, Julia H., Rossley.

STRAFFORD COUNTY: Dawson, Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Rolfe, Rubins, Balomenos, Corriveau.

SULLIVAN COUNTY: Logan, Mackintosh, Gaffney, Angus, Campbell, Nahil, Spaulding, Barrows, D'Amante, Cummings, Maurice H., Downing, Frizzell, Galbraith, Merrifield, William-son.

Rep. Barker of Ches. Dist. 17 voting yes; paired with Rep. Dunham of Ches. Dist. 11 voting no.

Rep. Fuller refrains from voting under Rule 16.

Rep. Roby refrains from voting under Rule 16.

And the motion to recommit was lost.

The question now being on the adoption of the committee amendment.

RECESS

AFTER RECESS

The question now being on the committee amendment.

Rep. Stafford moved that HB 110 with amendments be referred to Legislative Council and spoke in favor of the motion.

(discussion ensued)

Rep. O'Neil spoke against the motion.

(discussion ensued)

(Rep. Cobleigh in the Chair)

Rep. Maloomian spoke in favor of the motion.

(Speaker in the Chair)

Reps. Plumer and Bednar spoke against the motion.

Rep. Cobleigh explained the position of the leadership in both the House and Senate in regard to HB 110.

Reps. Stevenson and Guild spoke against the motion.

Reps. Healy and Pickett spoke in favor of the motion.

Rep. Belanger requested the yeas and nays, seconded by Rep. Lucien Dulac.

ROLL CALL

YEAS — 134

HILLSBOROUGH COUNTY: Karnis, Fortin, Christie, Mason, Desmarais, Marquis, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Boisvert, Levesque, Dion, Robert A., Dubois, Lavallee, Latour, Peabody, Cox, Soucy, Emile J., Ackerson, Barrett, Pratt, Cullity, McDermott, Welch, John L., Manning, Thomas E., Walsh, Edward J., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, Thibeault, LaFrance, Martel, Albina C., Bernier, Blanchard, Champagne, Chevette, Delisle, Derome, Walsh, Michael P., Belanger, Hurley, Normand, Levasseur, Nalette, Allard, Daniel, Rousseau, Burke, Grady, Emmett J.

MERRIMACK COUNTY: Hanson, Gordon, George E., Gilman, Greeley, Laroche, Henry.

ROCKINGHAM COUNTY: Gay, Charles H., Clark, Ernest D., Goodrich, Sewall, Twardus, Keefe, Maynard, McEachern, Archie D., Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Osborn, Gerber, Ingraham.

STRAFFORD COUNTY: Canney, Drew, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Rolfe, Hartigan, Beau-doin, Johnson, Harry S., Leighton, Nelson, Bernard, Guilmette, Mudgett, Murphy, McQuade, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Prudhomme, Barrows, Saggiotes, Wright, Herbert H.

BELKNAP COUNTY: Allan, Stuart B., Piper, Randall, Deblois, McCarthy, Dearborn, Head, Foster, Stafford.

CARROLL COUNTY: none.

CHESHIRE COUNTY: Forbes, Keating, Webster, Pollock, Saunders, Smith, Robert A., Barker, Sheldon L., Pickett.

COOS COUNTY: Manning, A. George, O'Hara, Fortier, Sul-

livan, Desilets, Sheridan, York, Elmer H., Brungot, Lemire, Williams, Gagnon, Parent.

GRAFTON COUNTY: McGee, Beard, Putnam, Morse.

NAYS — 211

HILLSBOROUGH COUNTY: Eaton, Sterling, Sawyer, Barnard, Bartlett, Knight, Weillbrenner, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Ferguson, Bragdon, Bridges, Brocklebank, Wallin, Barker, Helen A., Burnham, Cobleigh, Belcourt, Lesage, Drabinowicz, Bissonnette, Bednar, Keeney, Cares, Graf, Loxton, Wiggin, Ainley, Gordon, Charles F., Milne, Pettigrew, Gardner, William J., Mahony, Montplaisir, Bruton, Corey, LeClerc, Raiche, Sweeney, James A., Soucy, Charles A.

MERRIMACK COUNTY: Gay, Paul B., Sherman, Kenneth L., Bigelow, Maxwell, Gile, Reddy, Kersting, Stevens, Buatti, Kopperl, Kelley, Mattice, Bork, Thompson, Arthur E., Cate, York, Edward H., Davis, Alice, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Howland, Peaslee, Sanders, Babineau, Newell, Maxham, Welch, Donald J.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gorham, Kimball, Stratton, Tarbell, Barron, Gelt, Morrill, Sayer, White, George W. Sr., Palmer, Schwaner, Spollett, Cummings, Everett, Underwood, Barker, Nelson E., Collishaw, Eastman, Ferron, Junkins, Varrill, Hamel, Crossland, Cheney, George L., Barnes, Casassa, Ratoff, Shindlecker, Leavitt, Greene, McDonough, Weeks, White, Julia H., Bowlen, Rossley.

STRAFFORD COUNTY: Dawson, Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Rubins, Balomenos, Corribeau, Colbath.

SULLIVAN COUNTY: Logan, Mackintosh, Gaffney, Angus, Campbell, Spaulding, D'Amante, Cummings, Maurice M., Downing, Frizzell, Galbraith, Merrifield, Williamson.

BELKNAP COUNTY: Urie, Joslyn, Guild, Watson, Roberts, George B., Chamberlain, Kenneth W., Sr., Normandin, Prescott.

CARROLL COUNTY: Howard, Davis, Esther M., Farrington,

Roberts, Milburn F., Hayes, Remick, Davis, Dorothy W., Hickey, Chamberlain, Leslie M., Claflin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Trowbridge, Yardley, Austin, Bussiere, McGinness, Allan, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Hackler, MacFarlane, O'Neil, Gutterson, Heald, Cleon E., MacKenzie, Moran.

COOS COUNTY: Huggins, Marsh, Noyes, Bushey, Hunt, Drake, Taylor, Oleson, Dubey, Bouchard, Arthur A., Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, Foss, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Cone, Manchester, Scott-Craig, Smith, Manson B., Duhaime, Roger M., Merrill, Whipple, Ellms, Plumer, Pryor, Bell, Smith, Stephen W., Sr., Bradley.

PAIRS

Rep. Hoar voting Yes; paired with Rep. Cibrowski voting No.

Rep. Dulac, Lucien R. voting Yes; paired with Rep. Thompson, Doris, voting No.

Rep. Fuller refrained from voting under Rule 16.

Rep. Roby refrained from voting under Rule 16.

Rep. Sherman, Lloyd G. refrained from voting under Rule 16.

and the motion to refer HB 110 to the Legislative Council was lost.

* * *

Rep. Casey moved that HB 110 be made a special order for 11:01 Tuesday next and spoke in favor of the motion.

Reps. Maloomian, Pickett and Stafford spoke in favor of the motion.

Rep. O'Neil spoke against the motion.

At the request of Rep. A. George Manning, Rep. Eaton answered questions.

The question now being on the motion to make HB 110 a special order for Tuesday next.

Reps. Stevenson and Morrill and Cares spoke against the motion.

Rep. Maloomian requested the yeas and nays, seconded by Rep. Pickett.

ROLL CALL

YEAS — 108

STRAFFORD COUNTY: Drew, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Hartigan, Nelson, Bernard, Guilmette, Mudgett, Murphy, McQuade, Richardson, Maglaras.

SULLIVAN COUNTY: Saggiotes, Wright, Herbert H.

BELKNAP COUNTY: Piper, Randall, Watson, Deblois, McCarthy, Head, Stafford.

CARROLL COUNTY: None

CHESHIRE COUNTY: Forbes, Keating, Tasoulas, Webster, Pollock, Saunders, Smith, Robert A.

COOS COUNTY: Fortier, Sullivan, Desilets, Sheridan, York, Elmer H., Brungot, Williams, Gagnon, Parent.

GRAFTON COUNTY: McGee, Beard, Putnam, Morse.

HILLSBOROUGH COUNTY: Christie, Lesage, Mason, Desmarais, Marquis, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Boisvert, Dion, Robert A., Dubois, Bissonnette, Latour, Cox, Ackerson, Barrett, Pratt, Cullity, McDermott, Welch, John L., Corey, Manning, Thomas E., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, Thibeault, LaFrance, Leclerc, Martel, Albina S., Bernier, Champagne, Chevette, Delisle, Derome, Walsh, Michael P., Belanger, Hurley, Normand, Levasseur, Nalette, Allard, Daniel, Rousseau, Burke.

MERRIMACK COUNTY: Gordon, George E., Gilman, Laroche.

ROCKINGHAM COUNTY: Stratton, Barron, Sewall, Twardus, Keefe, Maynard, McEachern, Archie D., Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A.

NAYS — 231

STRAFFORD COUNTY: Dawson, Canney, Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Rubins, Balomenos, Corriveau, Leighton, Colbath, Parnagian.

SULLIVAN COUNTY: Logan, Mackintosh, Gaffney, Prudhomme, Angus, Spaulding, Barrows, D'Amante, Cummings, Maurice H., Downing, Frizzell, Galbraith, Merrifield, Williamson.

BELKNAP COUNTY: Urie, Allan, Stuart B., Joslyn, Guild, Roberts, George B., Chamberlain, Kenneth W., Sr., Dearborn, Normandin, Prescott, Dulac, Lucien R., Foster.

CARROLL COUNTY: Howard, Davis, Ester M., Farrington, Robert, Milburn F., Hayes, Remick, Davis, Dorothy W., Hickey, Chamberlain, Leslie M., Claflin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Trowbridge, Yardley, Austin, Bussiere, McGinness, Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Hackler, MacFarlane, O'Neil, Gutterson, Heald, Cleon E., MacKenzie, Barker, Sheldon L., Moran.

COOS COUNTY: Huggins, Marsh, Noyes, Bushey, Hunt, Manning, A. George, Drake, O'Hara, Oleson, Dubey, Lemire, Bouchard, Arthur A., Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, Foss, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Cone, Manchester, Scott-Craig, Smith, Manson B., Duhaime, Roger M., Merrill, Whipple, Ellms, Plumer, Pryor, Bell, Smith, Stephen W., Sr., Bradley.

HILLSBOROUGH COUNTY: Eaton, Sterling, Sawyer, Barnard, Bartlett, Knight, Weilbrenner, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Karnis, Fortin, Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Ferguson, Bragdon, Bridges, Brocklebank, Wallin, Barker, Helen A., Burnham, Cobleigh, Belcourt, Drabinowicz, Levesque, Lavallee, Bednar, Keeney, Cares, Peabody, Graf, Loxton, Wiggin, Ainley, Gordon, Charles F., Milne, Pettigrew, Soucy, Emile J., Gardner, William J., Mahony, Montplaisir, Bruton, Blanchard, Raiche, Soucy, Charles A.

MERRIMACK COUNTY: Gay, Paul B., Sherman, Kenneth L., Bigelow, Maxwell, Gile, Reddy, Hanson, Enright, Kersting, Stevens, Buatti, Kopperl, Kelley, Greeley, Mattice, Bork, Thompson, Arthur E., Cate, York, Edward H., Davis, Alice, Henry, Cheney, Charles H., Sr., Dame, Walter B., Bingham,

Smith, Roger A., Howland, Peaslee, Sanders, Babineau, Newell, Maxham, Welch, Donald J.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Tarbell, Gelt, Morrill, Sayer, Clark, Ernest D., White, George W., Sr., Palmer, Schwaner, Spollett, Cummings, Everett, Underwood, Goodrich, Hoar, Barker, Nelson E., Collishaw, Eastman, Ferron, Junkins, Varrill, Hamel, Crossland, Cheney, George L., Barnes, Casassa, Ratoff, Shindledecker, Leavitt, Greene, McDonough, Weeks, White, Julia H., Gerber, Ingraham, Bowlen.

Rep. Fuller refrained from voting under Rule 16.

Rep. Roby refrained from voting under Rule 16.

Rep. Sherman, Lloyd G., refrained from voting under Rule 16.

and the motion for a special order for Tuesday next was lost.

* * *

Rep. Keefe moved that HB 110 be made a special order for 11:01 Wednesday next and spoke in favor of the motion.

Rep. Trowbridge spoke against the motion.

Rep. Christie requested a division vote.

90 members having voted in the affirmative and 234 members having voted in the negative the special order for Wednesday next was lost.

* * *

The question now being on the committee amendments.

Rep. Cobleigh moved the previous question and it was seconded by Reps. Stevenson and O'Neil.

Rep. Pickett moved that the House do now adjourn.

The motion to adjourn was lost by vv.

* * *

The question now being shall the main question now be put.

The motion carried by vv.

Amendments adopted, ordered to third reading by vv.

Rep. Cobleigh moved that the Rules of the House be so far suspended as to place HB 110 on third reading and final passage by title only at the present time.

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv.

THIRD READING

HB 110

establishing the New Hampshire Retirement System, was read a third time, passed, and sent to the Senate for concurrence.

RECONSIDERATION

Rep. Cobleigh, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 110 and spoke against the motion.

Motion lost by vv.

* * *

Rep. Pickett moved that the remainder of the calendar be made a special order for Tuesday next at 11:01.

Rep. Cobleigh spoke in favor of the motion.

Motion adopted by vv.

ANNOUNCEMENTS

Tomorrow will be the birthday of Rep. Head of Laconia.

Yesterday was Rep. Parnagian's 33rd wedding anniversary and also his birthday.

Yesterday was the Golden Anniversary of Rep. George White from Atkinson and his lovely wife, Lillian, who sits in the balcony every day. They are the proud parents of ten children.

Mrs. Dearborn's 30th birthday Saturday, April 22.

INTRODUCTION OF GUESTS

The Chair introduced Mr. Paul Golden and Raymond Allen, courtesy of Rep. George Roberts.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

Rep. Pickett moved that when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

Motion adopted by vv.

* * *

On motion of Rep. Palmer the House adjourned at 5:53 p.m.

Tuesday, April 25

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain Miller C. Lovett from The Congregational Church, Laconia, N. H. as follows:

Let us pray:

Lord, we pause in the midst of

— committee meetings and hearings

— telephone calls and correspondence

— the press of personal concerns

To listen for the speaking of thy eternal Word.

We acknowledge that you are more concerned with the spiritual and physical well-being of every person in New Hamp-

shire than you are with the protection of the pocketbooks of those tax-payers who resist public responsibility in order to maintain and expand personal pleasure.

We acknowledge that you are not interested in the maintenance of the prejudices of those who believe that the status-quo is always the safest stance.

We confess:

— that the cries of distress of those in the State Hospital trouble us, but not enough to provide adequate care;

— that the shortage of teachers in the public schools alarms us, but not sufficiently to lift the teaching profession to the status and support deserved by our educational system;

— that the playing of politics on bills involving the common good makes us doubtful about the adequacy of the democratic process, but not enough to make us correct our ways;

— that the selfishness of citizens who want all they can get while giving as little as possible appalls us, but not to the point of giving up our own self-seeking or refusing any longer to be an instrument of the selfishness of others.

Yet in the midst of this pulling between good and evil we've had the sense to ask what you have to say to us. Your Word needs to be loud and clear because others have a more direct line to us.

But your Word is so soul-satisfying and powerful that a whisper makes us faithful for days; and echo — even — starts within us the discovery of entirely new alternatives; we suspect the thundering of your voice would shake the very foundations of our selfishness.

Thunder, echo or whisper — but *speak*, for your servants listen; and reveal to us alternatives for the well-being of New Hampshire which we have not yet seen — or appreciated.

Give us the courage to stand for right, justice, and progress and against all the pressures of those who seek to protect or expand their own wealth, power or position at the expense of commonweal.

Give us that certainty characteristic of divine guidance and sustain this flame within us as we fulfill the obligations of public servanthood.

And we pledge you our faith and shall follow where you lead. We pray all this in the name of our Lord and Master. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Parent of Berlin led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

Nancy Parker, Vista worker in this area, from Smith College and a resident of Fairfield, Conn., courtesy of Rep. George Roberts.

14 Goffstown Girl Scout Cadettes, accompanied by their captain, Mrs. Lillian Burke and Mrs. Arlene Rausch and Mrs. Mooney, courtesy of Rep. Knight.

Edward Gage of Exeter, courtesy of Rep. Ferron. Today is Master Gage's 10th birthday.

Miss Noëla Provencher, granddaughter of Rep. Lavallee of Nashua.

Miss Louise Bradley, daughter of Rep. Bradley of Thornton.

James J. McGinness, Jr., courtesy of Rep. McGinness.

Boy Scouts from Troy, courtesy of Rep. McGinness.

Mrs. Mary Griffin and grandchildren, Undis and Janice, courtesy of Rep. Griffin of Auburn.

Mrs. Mae O'Hara, wife of Rep. O'Hara and their daughter and son, Joyce and Donald.

Blaine Winship, Tom Wales and Marty Mitchell, from Dover High School serving as Legislative Aides, courtesy of Rep. Murphy.

39 students from Mount Saint Mary's Seminary in Nashua, with their teachers Sister Suzanne and Sister Natalie, courtesy of Rep. Helen Barker and the Nashua Republican City Committee.

Mrs. George Martin of Groveton, Miss Debra Benway, a student at Stark Village School, Miss Linda Trites, a student at Groveton High School, Mrs. Donald Nocky and son Michael of Littleton, courtesy of Rep. Brungot of Berlin.

42 members of Juniorette Catholic Daughters of America with their chaperon, Mrs. McCarthy of Keene, courtesy of Rep. MacFarlane and the Cheshire County Delegation.

The Chair announced that today is the 77th birthday of Rep. Stevens of Epsom.

LEAVES OF ABSENCE

Reps. Mousseau and Gerber were granted leave of absence for the day on account of illness.

Rep. Coulon was granted indefinite leave of absence on account of illness.

Reps. Crossland and Dunham were granted leave of absence for the day on account of important business.

Rep. Maurice Bouchard was granted leave of absence for the week on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 629

to provide for the taxation of retail sale and use of property. (Davis of Merrimack Dist. 21 — To Ways and Means)

HB 630

relative to the taxation and preservation of farm, forest and open space land. (Underwood of Rockingham Dist. 12 — To Judiciary)

HB 631

relative to public assistance to blind, aged or disabled persons, dependent children and to the medically needy. (Barker of Cheshire Dist. 17, and Scott-Craig of Grafton Dist. 9 — To Public Welfare and State Institutions)

HB 632

protecting wages from certain charges. (Corriveau of Strafford Dist. 15 — To Labor)

HB 633

relating to pesticides control. (Ellms of Grafton Dist. 14 — To Agriculture)

HB 634

relating to free parking for jurors. (Capistran of Hillsborough Dist. 38 — To Municipal and County Government)

COMMITTEE REPORTS**HB 100**

making appropriation for the Beaver Brook dam non-lapsing. Rep. Weeks for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Appropriation Extended. Amend section 1 of chapter 221 of the Laws of 1965 by striking out all after the word "until" in line four in insert in place thereof "June 30, 1969" so that the section as amended shall read as follows: 221:1 Appropriation Extended. The appropriation for Beaver Brook dam in the amount of \$150,000, or the unexpended balance thereof, as provided for in paragraph IX of chapter 251:1 of the Laws of 1963, shall not lapse, and shall remain available unless sooner expended until June 30, 1969.

* * *

Amendment adopted by vv.

Rep. Edward York offered an amendment and subsequently withdrew his amendment.

Ordered to third reading by vv.

HB 102

relative to state guarantee of municipal bonds and water pollution projects. Rep. Weeks for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Water Pollution Projects. Amend RSA 149:5 (supp), as amended by 1957, 213:2; 1961, 182:1; 1963, 167:1; and 1966, 3, by striking out the word "thirty-five" in line five and inserting in place thereof the word (fifty) and by striking out the word "thirty-five" in line fourteen and inserting in place thereof the word (fifty) so that said section as amended shall read as follows: 149:5 State Guarantee. In view of the general public benefits resulting from the elimination of pollution from the public waters of the state, the governor and council are authorized in the name of the state of New Hampshire to guarantee unconditionally, but at no time in excess of the total aggregate sum for the entire state of fifty million dollars, the payment of all or any portion, as they may find to be in the public interest, of the principal of and interest on any bonds or notes issued by any municipality, town, city, county, or district for construction of sewage systems, sewage treatment and disposal plants, or other facilities necessary, required or desirable for pollution control, and the full faith and credit of the state are pledged for any such guarantee. The outstanding amount of principal and interest on such bonds and notes, the payment of which has been guaranteed by the state under the provisions of this section, shall at no time exceed the amount of fifty million dollars. The state's guarantee shall be endorsed on such bonds or notes by the state treasurer; and all notes or bonds issued with state guarantee shall be sold (1) at public sealed bidding, (2) after publication of advertisement for bids, (3) to the highest bidder. Any and all such bids may be rejected and a sale may be negotiated with the highest bidder. In the event of default in payment of any such notes or bonds, the state may recover any losses suffered by it by action against the town as provided in RSA 530.

2 Effective Date. This act shall take effect sixty days after its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 118

to increase the allowable limit of outstanding temporary notes. Rep. Weeks for Appropriations. Ought to pass.

Ordered to third reading by vv.

HJR 33

making appropriation for temporary employment of an aviation electronic technician. Rep. Belcourt for Appropriations. Ought to pass.

Ordered to third reading by vv.

SB 2

relating to state bonds. Rep. Weeks for Appropriations. Ought to pass.

Ordered to third reading by vv.

SB 22

establishing the office of state geologist. Rep. Ferguson for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 12-A;4-a and insert in place thereof the following:

12-A;4-a State Geologist; Office Established. Within the division of economic development in the department of resources and economic development there shall be the office of state geologist. Said geologist shall be appointed by the commissioner of resources and economic development and shall be a member of the faculty of the department of geology of any accredited college or university situated in the state of New Hampshire.

* * *

Amendment adopted, ordered to third reading by vv.

HB 515

to qualify the small business administration to be an originating or participating lender under cooperative banks and building and loan association statutes. Rep. Delisle for Banks. Inexpedient to legislate.

Resolution adopted by vv.

HB 516

relative to value of shares of cooperative banks and build-

ing and loan associations. Rep. Parnagian for Banks. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the word "thereof" in line 4 the words (However, the ultimate value of the serial shares pledged in amount to repay the loan upon maturity shall not exceed a multiple that would extend the term of the loan in excess of thirty years.) so that said section as amended shall read:

1 Cooperative Banks and Building and Loan Associations. Amend RSA 393:7 by striking out the section and inserting in its place the following: 393:7 Value of Serial Shares. Serial shares shall be divided into shares of an ultimate value of one hundred dollars or multiple thereof. However, the ultimate value of the serial shares pledged in amount to repay the loan upon maturity shall not exceed a multiple that would extend the term of the loan in excess of thirty years. Such shares may be issued in quarterly, half-yearly, or yearly series, each series to consist of such number of shares as the directors may determine, but no shares of a prior series shall be issued until said series shall have been five years in force.

* * *

Amendment adopted, ordered to third reading by vv.

HB 185

amending the cooperative school law relative to budgets. Rep. Berry for Education. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the section and inserting in its place the following:

1 Budget Committee. Amend paragraph I of RSA 195:12-a as inserted by 1961, 206:6 and amended by 1963, 258:10 by striking out the same and inserting in place thereof the following: I. Budget Committee. A cooperative school district at an annual meeting, under a proper article in the warrant, may vote to establish a budget committee and may rescind such action in a like manner. The budget committee shall have the same number of members as the cooperative district school

board plus one additional member from the school board as hereinafter provided in this paragraph. The terms of office and manner of election of members shall be determined in the same manner as for the cooperative school board with at least one member from each preexisting district. Whenever it is voted to establish a budget committee, the moderator in the first instance shall appoint the members thereof except for the additional member appointed from the school board within fifteen days of the vote establishing the committee. The members appointed by the moderator shall serve until the next annual meeting when the meeting shall elect their successors. No member of the cooperative school board shall be appointed or elected to the budget committee except that the chairman of the cooperative school board shall appoint a member of the board to serve on the budget committee with all the powers and duties of any other member of the committee. After appointment or election the budget committee shall promptly organize and choose a chairman, vice chairman, and secretary. The secretary shall keep records of the proceedings of the budget committee, which shall be public records open to public inspection. Vacancies on the budget committee shall be filled by appointment of the moderator within five days after the vacancy is called to his attention, or by the chairman of the cooperative school board if the vacancy is of the member appointed from the school board, within the same time limit.

Further amend the bill by inserting after section 1 the following new section:

2 Cooperative School Budget. Amend paragraph II of RSA 195:12-a as inserted by 1961, 206:6 and amended by 1963, 258:10 by adding at the end thereof the following (and in so far as RSA 32 is applicable to the cooperative school budget), so that the paragraph as amended shall read as follows: II. **POWERS AND DUTIES.** Such cooperative school budget committee shall have the powers and duties of the municipal budget committee under the provisions of RSA 32 in so far as the budget for the cooperative school district is concerned and in so far as RSA 32 is applicable to the cooperative school budget.

Further amend the bill by renumbering section 2 to read section 3.

Amendment adopted, ordered to third reading by vv.

HB 87

relative to retirement benefits for Howard M. Hardy. Rep. Van H. Gardner for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 146

increasing the salaries of classified state employees. Rep. George B. Roberts for Executive Departments and Administration. Inexpedient to legislate; subject matter covered by other legislation.

Resolution adopted by vv.

HB 368

relative to per diem compensation of board for registration of engineers. Rep. Stuart B. Allan for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 437

to increase the registration fees of architects. Rep. Gagnon for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Registration Fees. Amend RSA 310:20 as amended by 1965, 328:12 by striking out in lines seven through nine the words "twenty-five dollars, fifteen dollars of which shall accompany application, the remaining ten dollars to be paid upon issuance of certificate" and inserting in place thereof the words (one hundred dollars, seventy-five dollars of which shall accompany application, the remaining twenty-five dollars to be paid upon issuance of certificate); further amend said section by striking out the words "seven dollars and fifty cents" in line 11 and inserting in place thereof the words (twenty-five dollars) so that said section as amended shall read as follows: 310:20 Application and Registration Fees. Applications for registration shall be on forms prescribed and furnished by the board,

shall contain statements made under oath showing the applicant's education and detailed summary of his practical experience, and shall contain not less than five references, of whom three or more shall be architects having a personal knowledge of his architectural experience. The registration fee for registered architects shall be one hundred dollars, seventy-five dollars of which shall accompany application, the remaining twenty-five dollars to be paid upon issuance of certificate. Application to take the examination in fundamental architectural subjects prior to completion of the requisite years of experience in architectural work shall be accompanied by a fee of twenty-five dollars. This amount shall be credited against the total fee required for registration. Should the board deny the issuance of a certificate of registration to any applicant the initial fee deposited shall not be returned.

* * *

Amendment adopted by vv, referred to Appropriations under the Rules.

HB 440

authorizing the sweepstakes commission to conduct public drawings associated with horse races held before or after the drawings, within or without the state of New Hampshire. Rep. Boire for Executive Departments and Administration. Inexpedient to legislate; subject matter covered by other legislation.

Resolution adopted by vv.

HB 445

to provide that military leave for state employees need not be on consecutive calendar days. Rep. Moran for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend section 1 by striking out the words "twelve months' period" in line 7 and inserting in place thereof the words (calendar year) so that said section as amended shall read:

1 Militia Leave. Amend RSA 112:9 by striking out in line four the words "consecutive calendar" so that the said section as amended shall read as follows: 112:9 State Employees. Any regular employee of the state of New Hampshire who is a member of any reserve component of the armed forces of the United

States or of this state, shall, upon request, be entitled to not more than fifteen days leave of absence with pay in any one calendar year for the purpose of engaging in military drill, training, or other temporary duty under military or naval authority.

Further amend the bill by inserting after section 1 a new section to read as follows:

2 The passage of this act shall not be construed to include those State Employees that enter the armed services either by Selective Service duty time or regular enlistment.

Further amend by renumbering section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

SB 46

increasing the per diem of members of the state board of parole. Rep. Van H. Gardner for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

SB 74

increasing the salaries of classified state employees. Rep. George B. Roberts for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 453

authorizing the sweepstakes commission to conduct pure lotteries and to associate drawings with horse races held before and after the drawings, within or without the state of New Hampshire. Rep. Boire for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend paragraph I of RSA 284:21-h as inserted by section 1 of the bill by striking out sub-paragraph (a) and inserting in place thereof the following:

(a) To conduct public drawings at such intervals and in such places within the state as the commission may determine. If governor and council grant approval, such drawings may

be in the form of pure lotteries and if so, shall not be associated in any way with a sporting event. Such drawings may also be associated with horse races as hereinafter provided. At least one such drawing each year shall be based on a sweepstakes horse race held within the state. In no event shall such drawings be in the form of numbers, policy, bolita or similar games proscribed by Title 18, s. 1953, U. S. Code.

Amend paragraph II of said 284:21-h as inserted by section 1 of the bill by inserting after sub-paragraph (b) the following new sub-paragraph to read as follows:

(c) May be sold by the sweepstakes commission in the following locations:

(1) at, within, or upon the following premises owned or controlled by the state: Franconia State Park, Hampton Beach State Park, Mount Sunapee State Park, and Crawford Notch State Park. The state agency responsible for the operation of these locations shall have regulatory powers over the sales and advertising of sweepstakes tickets at the above locations.

(2) at, within, or upon the following premises owned or controlled by a political subdivision of the state: Weirs Beach, provided, however, that the voters of the city of Laconia have signified their approval of the sale of sweepstakes tickets in said city pursuant to the provisions of RSA 284:21-k at the biennial election of November, 1966 and so signify biennially thereafter. The sweepstakes commission shall obtain prior permission from the administrative authorities for this location before selling tickets at, within, or upon these premises.

(d) May be sold by or for the sweepstakes commission in the following locations: Such major type hotels, motels, banks, commercial areas, and local fairs as are approved by the commission, provided however, that all sales in commercial areas shall be only by employees of the sweepstakes commission or from mobile units operated by the commission. Sales at all the above locations shall be subject to rules and regulations established by the commission, and provided however, that the voters of the cities or towns in which the respective sales outlets are located have signified their approval of the sale of sweepstakes tickets in said cities or towns pursuant to the provisions of RSA 284:21-k at the biennial election of November, 1966 and so signify biennially thereafter. Tickets may be sold only in such

of these locations as desire to cooperate. The commission and management shall make mutually agreeable arrangements to accomplish the sale of tickets at a uniform rate of compensation.

(e) Persons who have been convicted of a felony shall not be allowed to sell sweepstakes tickets.

Amend section 3 of the bill by striking out the words "inserting in line four after the word "sweepstakes" the words (and lottery) in lines 2 and 3 and inserting in place thereof the words (striking out the same) so that said section as amended shall read as follows:

3 Local Option Question. Amend RSA 284:21-k, as inserted by 1963, 52:1, by striking out the same so that said section as amended shall read as follows: 284:21-k Local Option. The following question or questions shall be submitted to the voters in cities and towns on the usual ballot at the biennial election in November of 1968 and at each biennial election thereafter:

(1) "Shall sweepstakes tickets be sold in this city or town?" and if authorized by governor and council, as provided in 21-h, I.
(2) "Shall lottery tickets be sold in this city or town?" If a majority of the qualified voters present and voting at any biennial election of a city or town signifies disapproval of the above question, the sweepstakes commission shall not sell tickets under the provisions of this subdivision in said city or town. If a majority of the qualified voters present and voting at any biennial election of a city or town signifies approval of the above question, the sweepstakes commission shall, if possible under the other provisions of this subdivision, sell tickets in said city or town.

Amend section 6 of the bill by striking out the words "sixty days after" and inserting in place thereof the words (upon its) so that said section as amended shall read as follows:

6 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, ordered to third reading by vv.

SB 131

establishing the position of research assistant to the insurance commissioner. Rep. Lloyd G. Sherman for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 346

relating to state employees group insurance. Rep. Ratoff for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 386

relative to fees for justices of the peace and others. Rep. Ratoff for Executive Departments and Administration. Ought to pass.

At the request of Rep. Roby, Rep. Ratoff answered questions.

Rep. Pryor explained the bill.

Ordered to third reading by vv.

HB 499

authorizing the state of New Hampshire to take exceptions to rulings of the superior court in criminal cases and appeal therefrom to the supreme court. Rep. Capistran for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 501

confirming the right to a jury trial in appeal cases from convictions in municipal or district court except in the case of petty misdemeanors. Rep. Frizzell for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 503

authorizing the state of New Hampshire to take depositions of persons, other than the respondent, in criminal cases. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 512

to provide for liability insurance for the state and its political subdivisions, in certain cases. Rep. Capistran for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 253

providing for the election of town clerk, town treasurer and tax collector for three-year terms. Rep. Bednar for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the section and inserting in place thereof the following:

1 Town Clerk. Amend RSA 41 by inserting after section 16 the following new section: 41:16-a Three-Year Term. I. At any annual town meeting under an article in the warrant placed there by petition, the voters may vote, by ballot, to determine if they are in favor of having a three-year term for the town clerk. If a majority of those voting on the question vote in favor of a three-year term, at the next annual meeting after the vote of approval, the town shall choose, by ballot, a town clerk for the three-year term. The duties and bond of the town clerk for a three-year term are the same as for a one-year term under section 16 of this chapter.

II. After a three-year term for town clerk has been established, at any annual town meeting held the year before the end of the three-year term, under an article in the warrant placed there by petition, the voters may vote, by ballot, to determine if they are in favor of continuing to have a three-year term for the town clerk. If a majority of those voting on the question do not vote in favor of continuing the three-year term, at the next annual town meeting the voters shall choose a clerk for a one-year term as provided under section 16 of this chapter.

Amend section 2 of the bill by striking out the section and inserting in place thereof the following:

2 Town Treasurer. Amend RSA 41 by inserting after section 26 the following new section: 41:26-a Three-Year Term. I. At any annual town meeting under an article in the warrant placed there by petition, the voters may vote, by ballot, to determine if they are in favor of having a three-year term for the town treasurer. If a majority of those voting on the question vote in favor of a three-year term, at the next annual meeting after the vote of approval, the town shall choose, by ballot, a town treasurer for the three-year term.

II. After a three-year term for town treasurer has been established, at any annual town meeting held the year before the end of the three-year term, under an article in the warrant placed there by petition, the voters may vote, by ballot, to determine if they are in favor of continuing to have a three-year term for the town treasurer. If a majority of those voting on the question do not vote in favor of continuing the three-year term, at the next annual town meeting, the voters shall choose a treasurer for a one-year term as provided under section 26 of this chapter.

Amend section 3 of the bill by striking out the section and inserting in place thereof the following:

3 Tax Collector. Amend RSA 41 by inserting after section 2 (supp) as amended by 1957, 198:1 the following new section: 41:2-a Tax Collector. I. At any annual town meeting under an article in the warrant placed there by petition, the voters may vote, by ballot, to determine if they are in favor of having a three-year term for a tax collector. If a majority of those voting on the question vote in favor of a three-year term, at the next annual meeting after the vote of approval, the town shall choose, by ballot, a tax collector for the three-year term.

II. After a three-year term for tax collector has been established, at any annual town meeting held the year before the end of the three-year term, under an article in the warrant placed there by petition, the voters may vote, by ballot, to determine if they are in favor of continuing to have a three-year term for the tax collector. If a majority of those voting on the question do not vote in favor of continuing the three-year term, at the next annual town meeting, the voters shall choose a tax collector for a one-year term as provided by section 2 of this chapter.

* * *

Amendment adopted, ordered to third reading by vv.

HB 269

relative to the term of office of the tax collector. Rep. Bednar for Municipal and County Government. Inexpedient to legislate; subject matter covered by previous legislation.

Resolution adopted by vv.

HB 514

to legalize the proceedings of the 1965 annual meeting of

The Bay District, consisting of a portion of the towns of Center Harbor and Moultonboro. Rep. Bednar for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 527

legalizing proceedings at the annual meeting of the Mascoma Valley Regional School District held in the town of Canaan on March 22, 1967. Rep. Bednar for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 365

to establish a training program of self care and independent travel for the blind. Rep. Cleon Heald for Public Welfare and State Institutions. Ought to pass with amendment.

AMENDMENT

Amend RSA 167:42-d as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

167:42-d Personnel. The following classified position shall be established to carry out the provisions of this subdivision:

I. Peripatologist. This shall be a professionally trained person with a master's degree of education in peripatology. He must be sighted and have studied the medical, educational, psychological and social aspects of blindness, as well as the science of teaching independent cane travel. Under the general direction of the supervisor of blind services, said specialist shall be responsible for developing and executing an accredited training program in orientation and mobility. The specialist shall receive a salary of not less than seventy-seven hundred dollars and a maximum of ninety-eight hundred dollars.

Further amend the bill by striking out section 2 and inserting in place thereof the following:

2 Appropriation. For the purpose of providing funds for the self care and independent travel for the blind program authorized by RSA 167:42-b, c and d there are hereby appropriated the following sums for the fiscal year ending June 30, 1968

and a like sum for the fiscal year ending June 30, 1969 to be expended by the division of welfare for said purposes.

Vocational rehabilitation

Permanent personnel salaries	9,800.00
Current expenses	2,700.00

Travel

In-state travel	\$1,500.00
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Equipment	300.00
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Other expenses

Social Security	290.40
Retirement	416.50
Blue Cross-Blue Shield	36.00
United Life Insurance	10.92
	2,253.82

Total appropriation	15,053.82
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Less federal funds	11,290.37
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Net appropriation	3,763.45
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Further amend the bill by striking out section 3 and re-numbering sections 4 and 5 to read 3 and 4.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 390

for additional reimbursement to institutions and nursing homes for cost of care of certain welfare programs. Rep. Cate for Public Welfare and State Institutions. Inexpedient to legislate.

Rep. Palmer moved that HB 390 be recommitted to Public Welfare and State Institutions and spoke in favor of the motion.

Rep. Heald spoke in favor of the motion.

Motion adopted by vv.

HJR 56

to make an appropriation for additional funds for building a boys cottage at the industrial school, Rep. Spaulding for Public Welfare and State Institutions. Ought to pass.

Referred to Appropriations under the Rules.

HB 481

restricting boating on certain ponds, Rep. Claflin for Resources, Recreation and Development. Ought to pass.

Ordered to third reading by vv.

HB 358

to require the use of the state seal on the automobile license plates of members of the general court, Rep. Mattice for Transportation. Inexpedient to legislate.

Rep. Marcotte moved that the words, Ought to pass, be substituted for the words, Inexpedient to legislate, and spoke in favor of the motion.

Reps. Stephen Smith, Sr. and A. George Manning spoke against the motion.

Reps. Maloomian and Bradley spoke in favor of the motion.

(discussion ensued)

Rep. A. George Manning moved that further consideration of HB 358 be indefinitely postponed and spoke in favor of the motion.

Rep. Jameson spoke against the motion.

Rep. Wallin spoke in favor of the motion.

Rep. Stratton requested a division.

144 members having voted in the affirmative, and 175 members having voted in the negative, the motion to indefinitely postpone was lost.

The question now being on the motion to substitute the words, ought to pass, for the resolution of the committee, inexpedient to legislate.

On a vv vote the Chair was in doubt and requested a division.

184 members voting in the affirmative, and 121 in the negative, the motion to substitute the words, ought to pass, prevailed.

Ordered to third reading by vv.

HB 402

relating to the power of local authorities to alter speed

limits. Rep. A. George Manning for Transportation. Inexpedient to legislate.

Resolution adopted by vv.

Rep. Pickett called for the special order for 11:01 today (Tuesday), April 25, 1967.

COMMITTEE REPORTS (CON'T.)

HB 237

relative to salaries of the sheriff and one deputy sheriff of Belknap County. Rep. George B. Roberts for Belknap County Delegation. Ought to pass.

Ordered to third reading by vv.

HB 239

relative to salary for the register of deeds of Belknap county. Rep. Urie for Belknap County Delegation. Ought to pass.

Ordered to third reading by vv.

HB 508

to provide a special license for ice fishing for salmon. Rep. Merrifield for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

SB 5

relative to taking fisher and beaver. Rep. Huggins for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 492

providing for waiving of written examination for license as insurance agent in certain cases. Rep. Fortin for Insurance. Ought to pass.

Ordered to third reading by vv.

HB 314

relative to boiler inspection. Rep. Hamel for Labor. Ought to pass with amendment.

AMENDMENT

Amend paragraph VIII of RSA 157-A:2 as inserted by section 1 of the bill by striking out the figure "8" in line 3 and inserting in place thereof the figure (9), so that said paragraph as amended shall read:

VIII. "Certificate inspection" means an inspection, the report of which is used by the commissioner or his authorized representative to decide whether or not a certificate, as provided by section 9 may be issued. This certificate inspection shall be an internal inspection when the construction permits; otherwise, it shall be an inspection as complete as possible.

Amend paragraph II of RSA 157-A:8 as inserted by section 1 of the bill by striking out subparagraph (c) and relettering subparagraphs (f), (g) and (h) to read (e), (f) and (g) respectively.

Amend paragraphs IV and V of RSA 157-A:9 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

IV. An inspector shall furnish a copy of his inspection report as provided in this paragraph to the owner of a boiler or unfired pressure vessel.

V. An owner shall have ten working days following receipt of the inspection report in which to forward the fee for an inspection certificate to the commissioner. If, at the end of ten days, he has not filed such fee, the commissioner shall mail to the owner a notice of failure to pay said fee and if it is not paid within ten days of said mailing, he shall be automatically prohibited from operating any boiler or unfired pressure vessel for which a fee has not been filed after inspection.

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Effective Date. This act shall take effect January 1, 1968, provided, however, that RSA 157-A:10 as inserted by section 1 of this act shall not take effect until January 1, 1969.

* * *

Amendment adopted, Ordered to third reading by vv.

HB 510

to provide for an advisory boiler board and for the safe construction, installation, inspection, operation, maintenance, and repair of boilers. Rep. Hamel for Labor. Inexpedient to legislate.

Resolution adopted by vv.

HB 333

to authorize the sale of table wines in grocery stores. Rep. Blanchard for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HB 366

relative to applications for beverage permits. Rep. Blanchard for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HB 497

to legalize the election of officers of the Warner School district at the annual town meeting in the town of Warner on March 14, 1967. Rep. Bednar for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

SUPREME COURT COMMUNICATION

Rep. O'Neil moved that reading of the Supreme Court decision be dispensed with and that the report be printed in today's Journal.

Motion adopted by vv.

SUPREME COURT OPINION**SB 40**

To the House of Representatives:

The Justices of the Supreme Court make the following reply to the questions contained in your resolution of March 23, 1967, filed in this court on March 29, 1967, with respect to the constitutionality of Senate Bill No. 40.

The bill in question would amend sections 3 and 5 of RSA chapter 578, and repeal sections 4, 11 and 13 of the same chap-

ter. The amendment to section 3 would strike out the existing prohibition of work "to the disturbance of others" on Sunday excepting "works of necessity and mercy," the prohibition of certain mill and factory repairs, and the prohibition of sports and games on that day. It would substitute therefor a prohibition against keeping open "a place of business to the public except for works of necessity, emergency, or charity, or except as provided in section 5 of this chapter."

Section 5 of the chapter would be supplied by section 3 of the bill. It would replace the present section 5, and substitute a list of exceptions to which the prohibitions of the new section 3 "shall not apply." These exceptions include the operation of specified services to the public, the sale or rental of specified articles of merchandise, motion picture theaters, sports and athletic events with certain qualifications, concerts and lectures, specified places of business if closed on Saturdays, and "stores" employing a specified number of employees, or having a specified maximum "interior customer selling space" as therein provided.

As previously noted the new sections 3 and 5 would replace existing sections 3 and 5. The bill would repeal the present section 4, which prohibits "Sunday sales," with certain exceptions. RSA 578:4.

The constitutionality of the existing statute, which among other things permits the sale of "necessaries of life . . . drugs and medicines" (RSA 578:4) was recently considered and upheld by this court in *State v. Rogers*, 105 N. H. 366. The provisions of sections 4 and 5 of the existing statute were held not to violate the Constitution of this state or the First Amendment to the Constitution of the United States, as made applicable to this state by the Fourteenth Amendment, in answer to the contention among others that the statute was a "law respecting an establishment of religion" within the meaning of the First Amendment.

Your resolution of March 23, 1967 submits eleven questions regarding Senate Bill No. 40, some of which may be considered together for purposes of convenience in answering. The first question however appears to be more generalized, and is as follows: "1. Would any constitutional provisions of the state or of the United States be violated by prohibiting busi-

nesses from being open on Sundays and on the holidays specified in Senate Bill No. 40 except for works of necessity, emergency, or charity?" As we understand the purport of the question, it seeks advice as to whether the prohibition contained in section 1 of the bill with exceptions limited to "works of necessity, emergency or charity," would be unconstitutional. The answer is "no." Such a prohibition would not violate the Constitution of the United States or of this state. It would not be a "law respecting an establishment of religion or prohibiting free exercise thereof," within the meaning of the First Amendment to the Constitution of the United States as interpreted by the Supreme Court of the United States. *McGowan v. Maryland*, 366 U. S. 420; *Two Guys v. McGinley*, 366 U. S. 582; *Braunfeld v. Brown*, 366 U. S. 599; *Gallagher v. Crown Kosher Market*, 366 U. S. 617. See *State v. Rogers*, 105 N. H. 366, *supra*.

The designation of three holidays, in addition to Sundays, as days when places of business shall not be kept open to the public presents no constitutional problem. The exception of "works of necessity, emergency, or charity" would not invalidate the legislation. Such exceptions are commonly recognized and upheld, and are generally considered not to be discriminatory, or violative of the equal protection clauses of either state or federal constitutions. See Annots. 57 A.L.R. 2d 975, 980; 91 A.L.R. 2d 763, 765, 770; *Mason v. Salem*, 103 N. H. 166, 169; *Commonwealth v. Chamberlain*, 343 Mass. 49. See also, 1964 Annual Survey of American Law (1965) 1, 13.

Questions 2 and 8 seek to determine the constitutionality of provisions of Senate Bill No. 40 which would except from the operation of the law certain stores "according to the number of employees such business has" (Q. 8), and in particular the operation of "stores wherein no more than five persons, including the proprietor, are employed on Sunday and throughout the week in the usual and regular conduct of business . . . as set forth in section 3 of Senate Bill No. 40." (Q. 2).

Questions 3 and 9 ask whether the Legislature may constitutionally limit types of businesses which may remain open, "according to the size of the store within which such business is conducted" (Q. 9), or more specifically, except from the operation of the statute "stores which have no more than nine thousand square feet of interior customer selling space, excluding

back room storage, office and processing space . . . as set forth in section 3 of Senate Bill No. 40." (Q. 3) .

In considering similar questions in *Two Guys v. McGinley*, 366 U. S. 582, *supra*, where the issue of discrimination was raised by the proprietors of a large discount department store under the Sunday closing law of Pennsylvania, the Supreme Court of the United States said: "It was within the power of the legislature to have concluded that these businesses were particularly disrupting the intended atmosphere of the day because of the great volume of motor traffic attracted, the danger of their competitors also opening on Sunday and their large number of employees. 'Evils in the same field may be of different dimensions and proportions, requiring different remedies . . . Or the reform may take one step at a time, addressing itself to the phase of the problem which seems most acute to the legislative mind . . . The legislature may select one phase of one field and apply a remedy there, neglecting the others.' *Williamson v. Lee Optical* 348 U. S. 483, 489." *Two Guys v. McGinley*, *supra*, 591, 592.

Similar principles, applied under the provisions of our own Constitution, lead to a like conclusion. " 'The State is not bound to cover the whole field of possible abuses.' *Welch Co. v. State*, 89 N. H. 428, 432." *Chronicle &c. Pub. Co. v. Attorney-General*, 94 N. H. 148, 152.

In a recent advisory opinion to the Legislature submitted in response to questions with respect to analogous provisions of a pending bill, the Justices of the Supreme Judicial Court of Maine pointed out that classification according to number of employees is common practice in workmen's compensation and employment security laws. See RSA 281:2 I; 282:1 G. With respect to provisions resembling those referred to in your questions, they had this to say: "The legislature might conclude that these adverse effects would be kept to a minimum if only small stores as defined were permitted to open and that the public interest would be best served by excepting as a class the proprietors of small stores. The legislature could properly take into account the economy of the State and the dependency of many small stores and shops upon the patronage of vacationers and tourists." *Opinion of the Justices*, 159 Me. 410, 417-418. See *Opinion of the Justices*, 103 N. H. 268, 270.

We see no reason to take issue with the views expressed by the foregoing opinions. However, the provisions referred to by your question 3 which permit the operation of stores having nine thousand square feet of "interior customer selling space" could not be sustained as a classification of "small stores," reasonably to be excepted from the act. *Cf. Opinion of the Justices*, 159 Me. 410, 418, *supra*. The bill which was considered by the Justices in the opinion last cited excepted from its provisions stores having five thousand square feet of interior customer selling space. And see, Me. Rev. Stat. Ann., Title 17, s. 3204. Exemption of stores having selling areas substantially in excess of five thousand square feet would open the legislation to charges of arbitrary and invidious discrimination between proprietors of stores of a competitive nature. Accordingly, while we answer your Questions 2, 8 and 9 in the negative, Question 3 is answered in the affirmative. In our judgment the exception referred to by this question would create an invalid classification.

Your Question 4 seeks to determine whether another exception contained in section 3 of the bill, pertaining to places of business in the control of Sabbatarians, would be invalid under any constitutional provision, or in particular the religious establishment clause of the First Amendment. This exception is stated by section 3 of the bill as follows: ". . . any secular place of business not otherwise prohibited by law if the natural person in control of the business conscientiously believes that the seventh day of the week, or the period which begins at sundown on Friday night and ends at sundown on Saturday night, should be observed as the Sabbath, and causes all places of business in New Hampshire over which he has control to remain closed for secular business during the entire period of twenty-four consecutive hours which he believes should be observed as the Sabbath, and actually refrains from engaging in secular business and from laboring during that period. . . ."

In *Braunfeld v. Brown*, 366 U. S. 599, *supra*, the Supreme Court of the United States had before it a Sunday closing law of the Commonwealth of Pennsylvania which contained no such exception. In holding that the absence of such an exception did not render the statute unconstitutional four of the Justices concurred in the following statement: 'A number of States provide such an exception, and this may well be the

wiser solution to the problem." *Id.*, p. 608. Two other Justices were of the opinion that absent such a provision, the plaintiff's rights under the free exercise clause were violated. *Id.*, pp. 610, 616. See also, *Gallagher v. Crown Kosher Market*, 366 U. S. 617; *Arlan's Dept. Store v. Kentucky*, 371 U. S. 218; *Sherbert v. Verner*, 374 U. S. 398.

In a recent study entitled "Statute for a Common Day of Rest," in which a model statute was proposed, this comment was made with respect to a Sabbatarian exemption there suggested: "This possibility [that *Braunfeld v. Brown*, *supra*, might be overruled] in itself might well be considered sufficient to warrant a Sabbatarian exemption. Moreover, the exemption does seem to be the wiser, fairer and more just solution to the problem. The operation of a small group of businesses on Sunday in the manner required by the statute does little to interfere with the secular purposes of the act." 3 Harv. J. on Legislation, 345, 351. See also, Me. Rev. Stat. Ann., Title 17, ss. 3201-09; Mass. Gen. L. Ann., ch. 136 (Supp. 1964). The answer to Question 4 is "no."

Questions 5, 6, 7 and 10 raise the issue of whether the exceptions provided by section 3 of the bill would be unconstitutional because impermissible as an "improper classification and discrimination" (Q. 5), or because violative of constitutional requirements for some other reason not specified. These questions are likewise answered in the negative.

The issues involved were considered at length in *McGowan v. Maryland*, 366 U. S. 420, *supra*. The Maryland statutes in one section exempted "all works of necessity and charity." Other sections concerned "a myriad of exceptions for various counties, districts of counties, cities and towns throughout the state." *Id.*, pp. 423, 424. In sustaining the validity of the statutes against the charge of denial of equal protection and violation of due process, the Court said: "The record is barren of any indication that this apparently reasonable basis does not exist, that the statutory distinctions are invidious, that local tradition and custom might not rationally call for this legislative treatment. See *Salzburg v. Maryland*, 346 U. S. 545, 552-553; *Kotch v. Board of River Port Pilot Commissioners*, *supra*. [330 U. S. 552]. Likewise the fact that these exemptions exist and deny some vendors and operators the day of rest and recreation contemplated by the legislature does not render the statutes viola-

tive of equal protection since there would appear to be many valid reasons for these exemptions, as stated above, and no evidence to dispel them." *Id.*, pp. 426, 427. In the separate opinion of Justices *Frankfurter* and *Harlan*, it was pointed out: "It is clear that in fashioning legislative remedies by fine distinctions to fit specific needs, 'The range of the State's discretion is large.' *Bain Peanut Co. v. Pinson*, 282 U. S. 499, 501 . . . Neither the Due Process nor the Equal Protection Clauses demand logical tidiness . . . No finicky or exact conformity to abstract correlation is required of legislation. The Constitution is satisfied if a legislature conforms to the practical living facts with which it deals." *Id.*, pp. 523, 524. As there further stated: "Not all activity can halt on Sunday. Some of the very operations whose doings most contribute to the rush and clamor of the week must go on throughout that day as well, whether because life depends on them, or because the cost of stopping and restarting them is simply too great, or because to be without their services would be more disruptive of peace than to have them continue." *Id.*, 524. See also, *State v. Gates*, 149 W. Va. 421, 445-450; *State v. Solomon*, 245 S. C. 550, 571; *Gem Stores, Inc. v. O'Brien*, (Mo.) 374 S. W. 2d 109, 117.

Similar considerations govern the application of the provisions of our own Constitution. "That some may do things which others may not, is due and proper discrimination if the reasons for classification are not arbitrary but fairly serve the public interest. *Opinion of the Justices*, 85 N. H. 562, 564, and cases cited." *Cloutier v. State Milk Control Board*, 92 N. H. 199, 205. See also, *Welch Co. v. State*, 89 N. H. 428, 431, 432.

For like reasons we are of the opinion that the classifications proposed by section 3 of Senate Bill No. 40 except as previously stated, would be constitutional on their face. In upholding like statutory provisions (see Me. Rev. Stat. Ann., Title 17, s. 3204), the highest court of Maine recently held: "Legislators may, however, reasonably determine that the permitted businesses meet the reasonable needs of the day and that the prohibited businesses, namely, other businesses not within 'works of necessity or charity' would serve no useful purpose and would destroy or tend to destroy the desired opportunity for rest and recreation." *State v. Fantastic Fair & Karmil*, 158 Me. 450, 455, 472-3.

Various categories of activities listed by section 3 of the bill could reasonably be considered by the Legislature to be necessary even on the common day of rest, and hence properly to come within the fundamental exception which would be established by section 1 of the bill, of "works of necessity, emergency, or charity." Similarly other items specified by section 3 might reasonably be thought to be calculated to advance the purposes of the day.

In summary our answer is that, with the exception of the nine thousand square foot selling space provision referred to in Question 3, the provisions of Senate Bill No. 40 to which your first ten questions relate would not violate any constitutional provisions. In view of its generality and breadth Question 11 is not answered.

Frank R. Kenison.
Laurence I. Duncan.
Edward J. Lampron.
William A. Grimes.

April 21, 1967.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 183

relative to legal division fences.

HB 197

relative to seals on liquor packages.

HB 81

relative to services available at the New Hampshire Hospital to employees thereof suffering from contagious diseases.

HB 348

defining proprietary medicines and relative to the sale thereof.

FURTHER SENATE MESSAGE

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

SB 23

extending the powers of certain private corporations organized under special legislative act.

* * *

HB 537

Rep. O'Neil moved that the order whereby HB 537 was referred to the committee on Education be vacated and the bill referred to the committee on Public Works.

Motion adopted by vv.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 178

relative to use of electric fences.

AMENDMENT

Amend RSA 476-A:1 as inserted by section 1 of the bill by adding at the end thereof the words (Enforcement of this act shall be the responsibility of the fire control board.) so that said section as amended shall read as follows:

476-A:1 Electric Fences. No person or individual shall sell, utilize, install or have installed within this state equipment, devices or methods whereby fence wires may be energized with electricity unless a standard type of controller is used which has the approval of the underwriter's laboratories and/or the state fire marshal's office. Regulations shall be promulgated by the state fire marshal's office to afford necessary protection to the public and adequate current for the confinement of animals. All existing fences shall conform to the requirements of this section not later than one year from the effective date of this act. Enforcement of this act shall be the responsibility of the fire control board.

* * *

Rep. Underwood moved that the House non-concur in the Senate amendment and that a committee of conference be appointed.

Motion adopted by vv.

The Chair appointed Reps. Ellms, Churchill and Gamache as members of such committee on the part of the House.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon, to be in order at the present time, and that third reading of bills be by title only and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

SB 2

relating to state bonds, was read a third time, passed, and sent to the Secretary of State to be engrossed.

* * *

SB 22

establishing the office of state geologist, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

* * *

The following bills and HJR were read a third time, passed, and sent to the Senate for concurrence:

HB 100

making appropriation for the Beaver Brook dam non-lapsing.

HB 102

relative to state guarantee of municipal bonds and water pollution projects.

HB 118

to increase the allowable limit of outstanding temporary notes.

HJR 33

making appropriation for temporary employment of an aviation electronic technician.

HB 516

relative to value of shares of cooperative banks and building and loan associations.

HB 185

amending the cooperative school law relative to budgets.

HB 445

to provide that military leave for state employees need not be on consecutive calendar days.

HB 453

authorizing the sweepstakes commission to conduct pure, lotteries and to associate drawings with the horse races held before and after the drawings, within or without the state of New Hampshire.

HB 386

relative to fees for justices of the peace and others.

HB 253

providing for the election of town clerk, town treasurer and tax collector for three year terms.

HB 514

to legalize the proceedings of the 1965 annual meeting of The Bay District, consisting of a portion of the towns of Center Harbor and Moultonboro.

HB 527

legalizing the proceedings at the annual meeting of the Mascoma Valley Regional School District held in the town of Canaan on March 22, 1967.

HB 481

restricting boating on certain ponds.

HB 358

to require the use of the state seal on the automobile license plates of members of the general court.

RECONSIDERATION

Rep. Marcotte, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 358 and spoke against the motion.

Motion lost by vv.

* * *

HB 237

relative to salaries of the sheriff and one deputy sheriff of Belknap County.

HB 239

relative to salary for the register of deeds of Belknap county.

HB 492

providing for waiving of written examination for license as insurance agent in certain cases.

HB 314

relative to boiler inspection.

HB 497

to legalize the election of officers of the Warner school district at the annual town meeting in the town of Warner on, March 14, 1967.

* * *

On motion of Rep. Merrill the House adjourned at 1:28 P.M.

Wednesday, April 26

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain Gerald Miller of the Milton Community Church and State Chaplain American Legion, Milton.

O Almighty God, who art ever the lover of peace and concord, and just as truly the lover of law and order, we invoke thy presence upon us at this morning session. First of all we recognize thee as our Lord and acknowledge thee as the creator of our world, a world of beauty, of wonder and of mystery. We thank thee for thy many gifts to us, especially at this time for the spiritual gifts like the gift of imagination, the gift of initiative and the gift of vision. We also thank thee for the qualities of loyalty and devotion, loyalty to our state and the welfare of all its citizens, and the single-hearted devotion to the performance of the duties set before us. Our prayer this morning is that all who have the honor to serve our people in this session may use the gifts thou has so freely given and display the loyalty and devotion which is their heritage that the trust laid upon them by those who sent them here may be faithfully discharged. This we ask to the greater service of our state and to the glory of thy holy name. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Moulton led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Mr. Denis Vincent and Mr. Richard Boire, grandchildren of Rep. Boire.

James Sayer, son of Rep. James A. Sayer, Jr. and Brian Cressy, courtesy of Rep. James A. Sayer, Jr.

Wagner Duran, San Palo, Brazil, student at Keene High School, courtesy of Rep. O'Neil.

Mrs. Eula Loxton and daughter Beatrice Vose and granddaughters Roberta and Patricia Vose, courtesy of Rep. Loxton of Bedford.

Mr. Peter Dulac and Mrs. Betty Decato, courtesy of Rep. Dulac.

Ivah Hackler, headmaster of Pinkerton Academy is the guest of his brother Rep. Hackler.

Mrs. Stella Lemire, wife and guest of Rep. Lemire.

Mrs. Sheldon Barker, Jr. of Keene, courtesy of Rep. Barker.

Smith School Cub Scouts of Manchester, Pack 333, 40 strong.

A group of students from Nashua High School, guests of Rep. Cobleigh and the Nashua Republican City Committee.

New Durham 4-H Chargers, their leaders Mrs. Robert Bickford and Mrs. Irving Jennings, courtesy of Rep. Moulton.

4th Grade Class from Mast Way School in Lee, courtesy of Rep. Shirley Clark.

4-H Club from Rye, courtesy of Rep. Green.

Edward Grainger, a senior at Nashua High School, courtesy of his uncle, Rep. Chamard.

Kelley Wright, son of Rep. Wright.

Miss Gail Andrews, Miss Anita Brest and Miss Amanda Joyce, students at Nashua High School, and Mr. Herman Barker, courtesy of Rep. Barker of Nashua.

Group of Girl Scout Cadets from Milton, Leader: Mary Jane Boggs, courtesy of Rep. Dawson.

Four Mousseau Boys from Pittsfield, courtesy of Rep. Mousseau.

Grade 8 of St. Patrick's Convent School, Pelham, courtesy of Rep. Cares of Pelham.

Maureen, Sheila and Peter Keenan of Hudson, children of Rep. Keenan.

Bobby Dion, son of Rep. Dion of Nashua.

Pack 250, Den 3 Cub Scouts; Den Mother, Gertrude St. Louis, Ass't Den Mother, Joanne Dube. Brian Dube, Paul St. Louis, Michael Nikitas, William LaSalle, Joseph Ferris, John Rodriques, Robert Schmitt, Mark DeYoung, courtesy of Rep. Wallin of Nashua.

Robert E. Raiche, Jr., son of Rep. Raiche of Manchester.

Deborah J. Norris, Daniel C. Norris, Michael M. Norris and Berguon J. Norris, guests of Rep. White of Atkinson.

LEAVES OF ABSENCE

Rep. Gile was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 635

modifying the teachers' retirement system. (Gutterson of Cheshire Dist. 15 — To Executive Departments and Administration)

HB 636

to impose a tax on the sale of liquor of over thirty-five per cent alcohol. (Maloomian of Strafford Dist. 6, LaPlante of Hillsborough Dist. 16, and Parnagian of Strafford Dist. 19 — To Ways and Means)

HB 637

relative to filing for office by party committees. (Greene of Rockingham Dist. 22 — To Judiciary)

HB 638

to authorize village districts to establish an operating reserve fund. (Greene of Rockingham Dist. 22 — To Municipal and County Government)

HB 639

relative to school attendance registers. (O'Neil of Cheshire Dist. 12 — To Education)

HB 640

to increase the discount allowed in sale of liquor to hotels and clubs. (Christie of Hillsborough Dist. 12 — To Liquor Laws)

HB 641

to require the mailing of the county budget and statement of condition to the towns and cities. (Cate of Merrimack Dist. 20 — To Municipal and County Government)

HB 642

relative to the term of the full time assessor of the city of Rochester. (Corriveau of Strafford Dist. 15 — To Rochester Delegation)

HB 643

relative to guarantees of child support in domestic relations matters. (Bednar of Hillsborough Dist. 23 — To Judiciary)

HB 644

relative to marriage counseling. (Bednar of Hillsborough Dist. 23 — To Judiciary)

HB 645

to reimburse the second injury fund under workmen's compensation. (Corriveau of Strafford Dist. 15 — To Appropriations)

HB 646

to compensate the towns and cities on account of tax exempt real estate owned by the state. (Tasoulas of Cheshire Dist. 13, Smith of Grafton Dist. 10, and Cheney of Merrimack Dist. 23 — To Municipal and County Government)

HB 647

relative to notification in case of changing a voting domicile. (Greene of Rockingham Dist. 22 — To Judiciary)

HB 648

repealing provisions of law relative to off-sale permits for the sale of alcoholic beverages. (Ferguson of Hillsborough Dist. 11 — To Liquor Laws)

HB 649

repealing certain taxes and providing for additional revenue of the state, including a retail sales and use tax. (Andersen of Merrimack Dist. 25 — To Ways and Means)

COMMITTEE REPORTS

HB 166

requiring licensing to engage in business of second mortgage home loans. Rep. Bridges for Banks. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after section 1 and inserting in place thereof the following:

2 Definition. Amend RSA 398-A:1 as inserted by 1961,

255:1 by inserting after paragraph IV the following new paragraph:

V. "Second mortgage loan" means a loan which is secured in whole or in part by a mortgage upon any interest in real property used as a dwelling with accommodations for not more than 4 families, which property is subject to the lien of one or more prior mortgages.

3 Second Mortgage Home Loans. Amend RSA 398-A (supp) as inserted by 1961, 255:1 by inserting after section 1 the following new sections:

398-A:1-a License Required.

I. No person shall engage in the business of second mortgage loan unless he or his broker, agent or other representative first obtains a license as provided herein, except when the person lending money is the seller of the real estate upon which the second mortgage is to be taken as security or when the amount of a second mortgage loan exceeds fifteen thousand dollars or when a second mortgage loan is made by the same lender who holds the first mortgage loan and the principal amount of the second mortgage loan does not exceed one third of the principal amount of the first mortgage loan, or if the lender charges, contracts for or receives a rate of interest of six per cent or less per year computed upon the basis of a true simple interest rate. A person shall not be deemed to be in the business of second mortgage home loans if he makes or negotiates not more than two second mortgage loans in a calendar year.

II. The application for such license shall be in writing, under oath and in the form prescribed by the bank commissioner.

III. The license fee for each calendar year or part thereof shall be fifty dollars.

IV. Upon the filing of such application and the payment of said fee, the commissioner shall investigate the facts and if he shall find (a) the financial responsibility, experience, character and general fitness of the applicant are such as to command the confidence of the public and to warrant the belief that the business will be operated lawfully, honestly and fairly within the purposes of this chapter; and that (b) the applicant has available for use in such business at the location specified

in the application at least twenty-five thousand dollars, or, has such amount available or actually invested in loans made under this chapter, and that (c) allowing the applicant to engage in business will promote the convenience and advantage of the community in which the business of the applicant is to be conducted, he shall enter an order approving such application and deliver a license to the applicant for a period which shall expire the last day of December next following the date of its issuance. Each such license shall state the name and address of the licensee and shall be posted in the licensee's place of business. Such license shall not be transferable or assignable. No licensee shall transact any business provided for by this chapter, under any other trade names unless he shall have a separate license therefor. If the commissioner shall not so find, he shall enter an order denying such application and forthwith notify the applicant of the denial, returning the license fee. Before the corporate or trade name under which the licensed business is conducted is changed the licensee shall give notice to the commissioner who shall amend the license accordingly without cost.

V. Bond. The applicant shall also, at the same time file with the commissioner a surety company bond to the state, in the sum of five thousand dollars, to be approved by the commissioner, for the use of the state and of any person who may have a cause of action against the principal in said bond under the provisions of this chapter and conditioned that he will conform to and abide by each provision of this chapter and will pay to the state and to any such person any sum that may become due or owing to the state or to such person from said principal under and by virtue of the provisions hereof.

398-A:1-b Revocation. The commissioner may upon notice and hearing, revoke such license if satisfied that the licensee has violated any provisions of this chapter.

398-A:1-c Examinations. For the purpose of discovering violations of this chapter the commissioner may, either personally or by any person designated by him, at any time, investigate the loans and business of any licensee and of any person, partnership, or corporation by whom any such loan shall be made, whether such person, partnership, or corporation shall act, or claim to act, as principal, agent, or broker, or under or without the authority of this chapter; and for that purpose he shall have free access to the books, papers, records, and vaults of all such

persons, partnerships, and corporations. He shall also have authority to examine, under oath, all persons whose testimony he may require, relative to such loans or business.

398-A:1-d Cost. The commissioner shall make such an examination of the affairs, business, office, and records of each licensee at least once each year. For each examiner employed in conducting any such examination, the sum of forty dollars per day shall be paid by the licensee to the commissioner. Sums collected under the provisions hereof shall be credited to the appropriation for the bank commissioner.

398-A:1-e Report. Each licensee shall file with the commissioner on or before the 1st. day of August each year a report under oath concerning the business and operations for the preceding fiscal year ending June 30 in the form prescribed by the commissioner, which shall show the annual volume and outstanding amounts of second mortgage loans, the classification of such loans made by size and by security, and the gross income from, and expenses properly chargeable to, such loans. Whenever a licensee operated two or more licensed offices or whenever two or more affiliated licensees operate licensed offices, then a composite report of such group of licensed offices may be filed in lieu of individual reports. The commissioner shall publish an analysis of the information required under this section as a part of his annual report. Any licensee failing to file the report required by this section within the time prescribed shall pay to the commissioner the sum of five dollars for each day said report is overdue. If a licensee elects to file a composite report and such composite report is not filed on or before August 1st. as herein required the penalty herein prescribed shall apply separately for each license held.

4 Limitations. Amend RSA 398-A:2 (supp) as inserted by 1961, 255:1 by striking out said section and inserting in place thereof the following: 398-A:2 Interest and Interest Rates. No person, partnership or corporation shall directly or indirectly charge, take or receive for a second mortgage loan secured by property which is occupied in whole or in part at the time said loan is made as a home by any obligor on the mortgage debt or by any person granting or releasing any interest under said mortgage a greater rate of interest than one and one-half per cent per month computed on unpaid balances before default and for six months after continuing default a greater rate of

interest than one per cent per month computed on unpaid balances. The borrower shall have the right to anticipate his debt in whole or in part at any time without being required to pay a penalty to the lender therefor. The aggregate of the amount of money or value actually received or held at the time of the loan, plus the sum of all existing indebtedness of the borrower to the lender shall for the purposes of this chapter be deemed the amount of the loan. Except where the borrower agrees in writing to a different application of his payments, in cases where partial payments are made, the interest shall be calculated to the time of payment, and such payment shall first be applied to interest, and the balance thereafter remaining, if any, shall be applied to principal. The maximum interest shall include all sums paid, directly or indirectly by or on behalf of the borrower to the lender for interest, brokerage, commissions, services, extension of loan, forbearance to enforce payment or otherwise for making or securing the loan, not including, however, sums the lender may require the borrower to pay or reimburse the lender for actual recording and foreclosure costs, for reasonable legal charges incurred for the examination of the title and the marketability of the security for the loan, for the drafting of the security instruments or documents, and, when such services are utilized, for collecting the debt or realizing upon the security.

5 Equivalent in Money Repealed. Amend RSA 398-A:3 by striking out said section and inserting in place thereof the following: 398-A:3 Effect of Failure to Specify Interest Rate. If any note secured by a second mortgage and any such mortgage does not, among its provisions, specify as separate items the principal sums, the rate of interest, the period of the loan and the periodic due dates, if any, of principal and interest, the lender shall have no right to collect interest.

6 Violations. Amend RSA 398-A (supp) as inserted by 1961, 255:1 by inserting after section 7 the following new section: 398-A:7-a Penalty. Any person who wilfully violates any provision of this chapter shall be fined not less than five hundred nor more than one thousand dollars for each such violation.

7 Prohibition and Exemptions. Amend RSA 398-A (supp) as inserted by 1961, 255:1 by inserting after section 8 the following new sections:

398-A:9 Advertising. No licensee or other person shall advertise, print, display, publish, distribute or broadcast or permit to be advertised, printed, displayed, published, distributed, or broadcast in any manner whatsoever any statement or representation with regard to the rates, terms, or conditions for the leading of money under the provisions of this chapter which is false, misleading or deceptive. Any reference to the amount of a loan shall refer to the original principal amount. Any statement so made of the amount of an installment or the rate or amount of interest charges required for any loan shall also indicate the original principal amount of such loan, the number of installments required to pay such loan, and the interval between each installment.

398-A:10 Exemptions. Nothing contained in this act shall be deemed to have any effect whatever upon the existing powers of any banking institution, savings bank, federal savings and loan association, or insurance company or other financial institution which is subject to any other law of this state or of the United States regulating the power of such institution to engage in mortgage loan transactions, or upon the conditions and limitations imposed by any such law upon the exercise of such powers.

8 Repeal. RSA 398-A:8 as inserted by 1961, 255:1 relative to application of chapter is hereby repealed.

9 Effective Date. This act shall take effect January 1, 1968.

* * *

Rep. Bigelow explained the bill.

Amendment adopted, ordered to third reading by vv.

HJR 25

establishing a committee to study where certain sexual psychopaths should be held in custody. Rep. Shirley M. Clark for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the caption of the resolution by striking out the same and inserting in place thereof the following:

JOINT RESOLUTION

establishing a committee to study where certain sexual psychopaths should be held in custody and the permitting of bail to alleged sexual psychopaths and sex offenders pending examination.

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That a committee of five members is hereby established consisting of the chairman of the board of trustees of the state prison, or his designated representative from among the trustees; chairman of the health and welfare advisory commission, or his designated representative from among the commission members; one member of the house of representatives appointed by the speaker; one member of the senate appointed by the president of the senate; and one member appointed by the governor. It shall be the duty of this committee to investigate and make a study of the problem of sexual psychopaths committed to the New Hampshire hospital, with particular reference to the advisability of where such persons should be held in custody. Also to study whether the court should be permitted to allowed alleged sexual psychopaths and sex offenders to furnish bail pending examination. The committee shall report its findings and recommendations to the next session of the general court. The committee is hereby authorized to employ professional consultants, assistants and/or clerical staff to assist it in its duties. Said committee shall serve without compensation and shall be reimbursed for actual expenses and travel engaged in the business of the committee. The sum of ten thousand dollars is hereby appropriated for the expenses of this committee and the governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 105

establishing a consumers' council. Rep. Sayer for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 241

to repeal provisions relative to license suspensions in certain motor vehicle cases. Rep. Frizzell for Judiciary. Inexpedient to legislate; subject matter covered by other legislation.

Resolution adopted by vv.

HB 473

relating to arrest without a warrant. Rep. Spitzli for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 1 the following new section:

2 Law Enforcement Officer. Amend RSA 594:1 (supp) as amended by 1965, 98:1, by striking out the word "or" after the word officer in line six and further amend the section by inserting after the words "Peace officer" in line six the words (or Law Enforcement officer) so the section as amended will read as follows:

594:1 Definitions. As used in this chapter:

"Arrest" is the taking of a person into custody in order that he may be forthcoming to answer for the commission of a crime.

"Felony" is any crime that may be punished by death or imprisonment in the state prison. Other crimes are "misdemeanors."

"Officer", "Peace Officer" or "Law Enforcement officer" is any sheriff or deputy sheriff, mayor or city marshal, constable, police officer or watchman, member of the national guard acting under orders while in active state service ordered by the governor under RSA 110-A:6, or other person authorized to make arrests in a criminal case.

Further amend the bill by renumbering section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

HB 477

relative to reports and escheat proceedings involving unclaimed and abandoned property. Rep. Bingham for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 500

relative to the purchase or possession of a pistol or revolver by a person charged with a felony. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

SB 51

relative to bail of sexual psychopaths. Rep. Gorham for Judiciary. Inexpedient to legislate; subject matter covered in HJR 25.

Resolution adopted by vv.

Const. Amend.-Conc. Resolution No. 2

proposing constitutional amendment relative to succession to the office of Governor. Ought to pass. Rep. Gorham for Judiciary.

The question being shall the Concurrent Resolution be ordered to third reading.

* * *

The Chair announced that under Joint Rule 20 a division vote would be required, and that under Article 100 of the N. H. Constitution a three fifths majority of the total elective membership of both bodies would also be required. The total membership of the House as of today being 397, 239 favorable votes would be necessary.

Question being shall the Concurrent Resolution be read a third time?

On a division vote, 294 members having voted in favor and 2 in opposition, the Concurrent Resolution was ordered to a third reading.

HB 216

Relative to enacting or amending zoning ordinances in towns and districts. Rep. James F. Allen for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Method of Enactment in Towns and Village Districts—By Zoning Commission and Planning Board. Amend section 63-a (Supp) of RSA 31 as inserted by 1963, 5:2 and amended by 1965, 318:1 by striking out said section and inserting in place thereof the following sections:

31:63-a Method of Enactment in Towns and Village Districts. Each village district must be specifically authorized to zone by the legislature. Any proposed zoning ordinance, as submitted by a planning board or a zoning commission or any amendment to an existing zoning ordinance as proposed by a zoning commission, planning board, board of selectmen or village district commission shall be submitted to the voters of a town or village district in the following manner: There shall be at least two public hearings at least fifteen days apart on the regulation or restriction at which parties in interest and citizens shall have an opportunity to be heard. At least fifteen days' notice of the time and place of each such public hearing shall be published in a paper of general circulation in the town or village district and a legal notice thereof shall also be posted in at least three public places in such town or village district. The public hearings shall be held by the zoning commission or the planning board. After the first public hearing, the zoning commission or the planning board shall consider all changes proposed to the ordinance or amendment at that hearing, and shall vote to accept or reject such changes prior to the second public hearing. The notice of the second public hearing must include either the text or an adequate statement of all changes in the proposed ordinance or amendment considered at the first hearing which were subsequently accepted by the zoning commission or the planning board. At least fifteen days' notice of the time and place of each such public hearing shall be published in a paper of general circulation in the town or village district and a notice thereof shall also be posted in at least three public places in such town or village district. After the second public hearing the zoning commission or the planning board shall, by vote, determine the final form of the ordinance, amendment or amendments, to be presented to the town or village district which shall conform, in substance, to that submitted

to the second hearing but may include editorial revisions and textual modifications resulting from the proceedings of that hearing. Official copies of the final proposed ordinance, amendment or amendments, to an existing ordinance and of any proposed zoning map, shall be placed upon file, and shall be made available to the public, at the office of the town or village district clerk two weeks prior to the date at which action is to be taken, and a like copy of the proposed ordinance or amendment to an existing ordinance, and of any proposed zoning map, shall be on display to the voters on the day of the meeting. If the town has adopted an official ballot for the election of its officers, the issue as to the adoption of the proposed ordinance or amendment shall be presented to the voters of the town or village district by the inclusion of the following question on the said official ballot as prepared by the town or village district clerk: "Are you in favor of the adoption of the zoning ordinance, (or amendment to the existing town (village district) zoning ordinance) as proposed by the planning board (zoning commission)?" In the event that there shall be more than a single proposed amendment to be submitted to the voters at any given meeting, the issue as to the several amendments shall be put in the following manner: "Are you in favor of the adoption of Amendment No. . . . as proposed by the planning board (the zoning commission) for the town (village district) zoning ordinance as follows?" (Here insert topical description of substance of amendment.) If such action is to be taken at a meeting other than the one at which officers are to be elected the clerk shall prepare a special ballot containing the question or questions above stated and the meeting shall open not later than noon and shall remain open at least eight hours. If such action is to be taken at a meeting in a town or village district which has not adopted an official ballot the clerk shall likewise prepare a special ballot for the use of voters in voting on the question. If a majority of the voters present and voting on any question or questions as herein provided shall vote in the affirmative the ordinance or amendment thereto shall be declared to have been adopted. When submitting any question to the voters under this section, the form of the ballot shall be as prescribed by RSA 59:12-a.

31:63-b By Petition. Upon the petition of twenty-five voters for an amendment to a zoning ordinance, the zoning commission or the planning board, shall proceed and submit the

amendment or amendments to the voters of a town or village district as prescribed in section 63-a. The planning board or zoning commission may not reject the amendment or amendments proposed by the petition of twenty-five voters, but shall submit the proposed amendment or amendments to the voters as offered by the petition. The petitioners shall submit the proposed amendment or amendments to the zoning ordinance in correct form to amend the existing zoning ordinance as determined by the selectmen or village district commissioners. The following question shall be submitted to the voters: "Are you in favor of the adoption of the amendment to the zoning ordinance as proposed by petition of the voters for this town (village district)?" The approval or disapproval of the planning board or the zoning commission shall also be noted on the ballot immediately following the question. In the event that there shall be more than a single proposed amendment to be submitted to the voters at any given meeting, the issue as to the several amendments shall be put in the following manner: "Are you in favor of the adoption of Amendment No. . . . as proposed by petition of the voters for this town (village district)?" (Here insert topical description of substance of amendment.) The approval or disapproval of the planning board or the zoning commission shall also be noted on the ballot immediately following the question. An amendment proposed by petition shall be submitted to the voters *only* at an annual town or village district meeting.

* * *

At the request of Rep. Mackintosh, Rep. James Allen explained the amendment.

(discussion ensued)

Amendment adopted, ordered to third reading by vv.

(Rep. Cobleigh in the Chair)

HB 280

relative to voting rights of ex-officio members of planning boards. Rep. James F. Allen for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Planning Boards. Amend RSA 36:4 by striking out the words "as members ex-officio" in lines 4 and 5; by striking out the words "to act as ex-officio member" in lines 10 and 11 and in lines 16 and 17 so that said section as amended shall read as follows: 36:4 Personnel of a Planning Board. In the case of cities, the planning board shall consist of nine members, namely the mayor, one of the administrative officials of the municipality who shall be selected by the mayor, and a member of council who shall be selected by it, and six persons who shall be appointed by the mayor, if the mayor be an elective officer, otherwise by such officer as the council may in the ordinance creating the planning board designate as the appointing power. In the case of towns, the planning board shall consist of either seven or five members, at the option of the town meeting, including in either case one selectman who shall be chosen by the selectmen, and four or six persons, depending upon whether the entire planning board includes five or seven members, respectively, who shall be appointed by the selectmen. In the case of village districts, the planning board shall consist of either seven or five members, at the option of the village district meeting, including in either case one district commissioner who shall be selected by the district commissioners, and four or six persons, depending upon whether the entire planning board includes five or seven members, respectively, who shall be appointed by the district commissioners.

* * *

Amendment adopted, ordered to third reading by vv.

HB 534

to permit the town of New Durham to borrow money in excess of its debt limit. Rep. Warren for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 352

relative to air pollution control. Rep. Rubins for Public Health. Ought to pass with amendment.

AMENDMENT

Amend paragraph I of RSA 125:79 as inserted by section 1 of the bill by striking out the words "in any way unreason-

ably interfere" in line 6 and inserting in place thereof the words (unreasonably interferes) so that said paragraph as amended shall read as follows:

I. "Air pollution" means the presence in the outdoor atmosphere of one or more contaminants or any combination thereof in sufficient quantities and of such characteristics and duration as are or are likely to be injurious to public welfare, to the health of human, plant, or animal life, or cause damage to property or create a disagreeable or unnatural odor or obscure visibility or which unreasonably interferes with the enjoyment of life and property.

Amend paragraph III of 125:80 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

III. There is hereby created and established an air pollution commission which shall be composed of nine members, including one representing the steam power generating industry; one representing the fuels industry; one representing the manufacturing component of industry; one representing the field of municipal government; one licensed practicing physician; one representing the field of recreation; and three appointed at large. The members shall be residents of the state and shall be appointed by the governor with the consent of council. Each member shall serve for a term of four years and until his successor shall be appointed; provided that of the original appointments three shall be appointed for a term of two years, three for a term of three years and three for a term of four years. The members shall receive no compensation for their services but shall receive necessary travel and other expenses while engaged in actual work of the commission. The governor and council shall annually select one of the commission members to serve as chairman, and one of the commission members to serve as vice-chairman. When the chairman is absent, it shall be the duty of the vice-chairman to assume and administer the duties of the chairman. The commission shall hold meetings on the call of the chairman or director, of the state air pollution control agency. It shall be the duty of the commission to make suggestions to, and to advise the agency concerning, the policies, plans, and goals to be attained in the administration of this subdivision; to hold such hearings, to issue notices of hearings, and subpoenas requiring the attend-

ance of such witnesses and the production of such evidence and to administer such oaths and to take such testimony as the commission may deem necessary; and to keep the governor and council informed on matters relative to air pollution. The commission shall have the power to make, issue, amend, or repeal and promulgate rules and regulations consistent with this subdivision for the prevention, control and abatement and limitation of air pollution; provided that nothing in this subdivision shall be construed to authorize the commission to specify the type, design, method of installation or type of construction of any equipment or manufacturing processes, or the kind or composition of fuels to be sold, stored, or used. Any rules or regulations promulgated pursuant to this subdivision shall be consistent with provisions of federal law, if any, relating to control of emissions from the vehicles concerned. The state air pollution control agency shall not require, as a condition precedent to the initial sale of a vehicle or vehicular equipment, the inspection, certification or other approval of any feature or equipment, designed for the control of emissions from motor vehicles, if such features or equipment have been certified, approved or otherwise authorized pursuant to federal law. However, no such rule, regulation, amendment, or repeal shall be adopted except after public hearing. Said public hearing shall be held by the commission provided that thirty days' notice thereof shall be given by public advertisement stating the date, time, and place of the hearing; provided further that no such rule, regulation, amendment, or repeal shall be or become effective until thirty days after such public hearing, or until such time as shall be determined by the commission to be reasonable and necessary. To properly carry out its duties, the commission is authorized to utilize the services of the agency.

Amend paragraph VI of 125:81 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

VI. To encourage local units to promote cooperation by the people, political subdivisions, industries, and others in preventing and controlling air pollution in the state.

Amend 125:82 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

125:82 Notification of Violation and Order of abatement. Whenever the director or his authorized representative finds upon inspection and examination that a source of air pollution as constructed, operated, or maintained has resulted in a violation of any of the provisions of this subdivision or any codes, rules, or regulations of the commission, he shall notify any person found to be causing, allowing, or permitting such violation of the nature of that violation and order that prior to a time fixed by the director, which time shall not be later than thirty days from the date of service of the notice, that such person shall cease and abate causing, allowing, or permitting such violation and take such action as may be necessary for the source of air pollution to be constructed, operated, or maintained in compliance with this subdivision and codes, rules, or regulations of the commission, unless a variance is granted in accordance with section 83. Any person aggrieved by the finding or order of the agency may request a hearing before the commission, at any time within fifteen days after notification, and the commission may affirm the finding or order of the agency or reverse or modify the finding or order of the agency. Any order or decision of the commission may be the subject of a motion for rehearing or of an appeal in the following manner:

I. Motion for Reconsideration. Within twenty days after any decision of the commission, any person whose rights may be directly affected may apply to the commission for reconsideration of any matter determined by the commission in its decision, specifying in the motion for reconsideration the grounds therefor, and the commission may reconsider and revise its decision if in the opinion of the commission good reason therefor is stated in said motion.

II. Specifications. Such motion shall set forth fully every ground upon which it is claimed that the decision of the commission is unlawful or unreasonable. No appeal from any decision of the commission shall be taken unless the appellant shall have made application for reconsideration as herein provided, and when such application shall have been made, no ground not set forth therein shall be urged, relied on, or given any consideration by the court, unless the court for good cause shown shall allow the appellant to specify additional grounds.

III. Action on Motion. Upon the filing of such motion for

reconsideration the commission shall within ten days either grant or deny the same, and shall thereby either affirm, or modify, revise, or reverse its decision.

IV. Appeal from Decision on Motion for Reconsideration. Within thirty days after the application for reconsideration is denied, or if the application is granted then within thirty days after the decision of such reconsideration, the applicant may appeal by petition to the superior court.

V. Burden of Proof. Upon the hearing the burden of proof shall be upon the party seeking to set aside the decision of the commission to show that the same is unreasonable or unlawful, and all findings of the commission upon all questions of fact properly before it shall be deemed to be prima facie lawful and reasonable: and the order or decision appealed from shall not be set aside or vacated, except for errors of law, unless the court is persuaded by the balance of probabilities, on the evidence before it, that said decision is unjust or unreasonable.

VI. Parties. Any person whose rights may be directly affected by said appeal may appear and become a party, or the court may order such persons to be joined as parties as justice may require.

VII. Procedure. Upon the filing of an appeal, the clerk of court shall issue an order of notice requiring a certified copy of the record appealed from to be filed with the court. The filing of an appeal shall not suspend the decision appealed from, unless the court, on application and for good cause shown, shall grant a restraining order.

VIII. Evidence; How Considered. All evidence transferred by the commission shall be, and all additional evidence received may be, considered by the court regardless of any technical rule which might have rendered the same inadmissible if originally offered in the trial of an action at law.

IX. Judgment. The final judgment upon every appeal shall be a decree dismissing the appeal, or vacating the decision complained of in whole or in part, as the case may be; but in case such decision is wholly or partly vacated the court may also, in its discretion, remand the matter to the commission for such further proceedings, not inconsistent with the decree, as justice may require.

X. Appeals to Court; Certifying Record. An order of court to send up the record may be complied with by filing either the original papers or duly certified copies thereof, or of such portions thereof as the order may specify, together with a certified statement of such other facts as show the grounds of the action appealed from.

XI. Hearing, etc. The court may take evidence or appoint a referee to take such evidence as it may direct and report the same with his findings of fact and conclusions of law.

XII. Costs. Costs shall not be allowed against the commission unless it shall appear to the court that it acted with gross negligence, or in bad faith, or with malice in making the decision appealed from.

XIII. Speedy Hearing. All proceedings under this subdivision shall be entitled to a speedy hearing.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 447

providing an agent of the commission of pharmacy and practical chemistry. Rep. Maglaras for Public Health. Inexpedient to legislate.

Resolution adopted by vv.

HB 474

relative to the practice of barbering. Rep. Mason for Public Health. Ought to pass.

At the request of Rep. Sayer, Rep. McMeekin explained the bill.

(discussion ensued)

Rep. Sayer moved that HB 474 be indefinitely postponed and spoke in favor of the motion.

Rep. Lambert spoke against the motion.

(discussion ensued)

Rep. Ciborowski spoke in favor of the motion.

Rep. McMeekin moved that HB 474 be recommitted to the Committee on Public Health and spoke in favor of the motion.

Rep. Corey spoke in favor of the motion.

On a vv HB 474 was recommitted to the committee on Public Health.

HB 507

to provide immunization against poliomyelitis. Rep. McCarthy for Public Health. Inexpedient to legislate.

Resolution adopted by vv.

(Speaker in the Chair)

HB 165

to require fallout shelters to be included in construction of new public buildings. Rep. C. Cecil Dame for Public Works. Inexpedient to legislate.

Resolution adopted by vv.

HB 167

to require fallout shelters to be built into any new apartment building with more than six apartments. Rep. Trowbridge for Public Works. Inexpedient to legislate.

Resolution adopted by vv.

HB 172

classifying a road in the town of Haverhill as a Class III Recreational Road. Rep. Alice Davis for Public Works. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by adding at the end thereof the words (after the road has been improved to satisfactory standards with other than highway funds.) so that said section as amended shall read:

1 Classifying a Class III Recreational Road. Amend RSA 231:6-a (supp) as inserted by 1961, 170:1 and amended by 1965, 68:1 by inserting after paragraph II the following new paragraph: III. The existing town road from Route 10 to the Bedell covered bridge in the town of Haverhill, after the road

has been improved to satisfactory standards with other than highway funds.

* * *

Amendment adopted, ordered to third reading by vv.

HJR 42

for a memorial in honor of the deceased astronauts. Rep. C. Everett Cummings for Public Works. Inexpedient to legislate.

Resolution adopted by vv.

HCR 14

relating to expansion of highway systems. Rep. Fortier for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the concurrent resolution by inserting after the word "cooperation" in line 2 the words (and the joint committees of the house and senate public works and public works and transportation) and by striking out the word and figure (May 1, 1967) in line 7 and inserting in place thereof the word and figure (January 1, 1969) so that said concurrent resolution as amended shall read as follows:

Resolved, that the joint committees of the House and Senate on Interstate Cooperation and the joint committees of the house and senate public works and public works and transportation are hereby authorized and directed to commence a study to determine the feasibility of the construction of the above described highway facility; and be it further

Resolved, that the said committee shall file a report of its activities with the General Court not later than January 1, 1969, which report shall include, but not be limited to, layout, financing, project costs, and recommendations for legislation designed to implement the construction of such highway facilities.

* * *

Amendment adopted by vv.

Resolution adopted by vv.

HB 416

to extend exemption from liability of custodians of motor vehicles removed from any way to persons removing the same. Rep. Roscoe N. Coburn for Transportation. Inexpedient to legislate.

Resolution adopted by vv.

HB 467

to protect railroad grade crossings. Rep. Kenneth W. Chamberlain for Transportation. Inexpedient to legislate.

Resolution adopted by vv.

* * *

Rep. Underwood moved that the order whereby HB 630, relative to the taxation and preservation of farm, forest and open spaced land, was referred to Judiciary be vacated and the bill be referred to Ways and Means, and spoke in favor of the motion.

Motion adopted by vv.

COMMITTEE ON ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate Bills:

HB 348

defining proprietary medicines and relative to the sale thereof.

HB 354

relative to the fire service training program.

HB 413

to amend the charter of Austin-Cate Academy.

SB 16

to establish checking stations for registration of deer killed.

SB 107

to authorize cooperative banks and building and loan associations to borrow up to fifteen percent of its share capital without prior approval of the bank commissioner.

SB 109

to authorize the division of profits of cooperative banks and building and loan associations into different classifications including club accounts.

SB 112

to authorize cooperative banks and building and loan associations to purchase real estate in which to transact its business at a cost as approved by the bank commissioner.

HB 183

relative to legal division fences.

HB 197

relative to seals on liquor packages.

HB 267

relative to fees to be paid to tax collector in sale of personal property.

HB 319

relative to mountain lions.

Idanelle Moulton, for the Committee.

SENATE MESSAGES

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

HB 206

relative to computation of time for posting a town or school district warrant.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill and joint resolution sent up from the House of Representatives.

HB 262

relative to the powers of the commissioner of insurance to examine relevant documents to determine whether lawful rates are being charged.

HJR 43

in favor of Wilbur J. Little.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

HCR 16

relating to the imports of textiles.

**SENATE MESSAGE AND INTRODUCTION
OF SENATE BILLS**

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 150

relating to the industrial park authority. To Exec. Dept. & Adm.

SB 113

relative to the granting of degrees and the accreditation of specific courses offered by community colleges. To Educ.

SB 140

increasing the number of corporate members of Amoskeag Savings Bank. To Banks.

SB 161

providing that the burial expenses of certain Viet Nam veterans be paid by the state. To Mil. & Vet. Aff.

FURTHER SENATE MESSAGE

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 81

relative to services available at the New Hampshire Hospital to employees thereof suffering from contagious diseases.

AMENDMENT

Amend section 1 of the bill by striking out the first two lines and inserting in place thereof the following:

1 State Officials. Amend RSA 94 by inserting after section 5 (supp) as amended by 1955, 153:3 1957, 223:3 1963, 39:2;

303:1 and 1965, 365:2 the following new section: 94:5-a New Hampshire.

* * *

Rep. Cleon Heald moved that the House concur in the Engrossed Bills amendment.

Motion adopted by vv.

* * *

SB 131

Rep. Shirley Clark moved that the order whereby SB 131, establishing the position of assistant to the insurance commissioner, was referred to Appropriations be vacated, and spoke in favor of the motion.

Motion adopted by vv.

Rep. Shirley Clark moved that the Rules of the House be so far suspended as to permit SB 131 be put on third reading and final passage at 3:00 o'clock this afternoon.

Motion adopted.

COMMUNICATIONS

Laconia, N. H.
April 24, 1967

N. H. House of Representatives
State House
Concord, N. H.

Gentlemen:

The family of David O'Shan acknowledges with deep appreciation your kind expression of sympathy.

Concord, N. H.
April 22, 1967

Speaker
House of Representatives
Concord, N. H.

Dear Mr. Peterson:

On behalf of my father and our family may I express our many thanks to you, Mr. Bingham, Mr. Tolman and all the

members of the New Hampshire Legislature for your most gracious Resolutions concerning my father.

Rest assured that the copy you sent to him will be a most cherished document and I only wish you could all know how happy and pleased it made him.

Sincerely,

(signed) Barbara Blake Robertson

* * *

New Ipswich, N. H.
April 13, 1967

Speaker
House of Representatives
Concord, N. H.

Dear Mr. Peterson:

Through you I wish to express my appreciation to the Senate and to the House of Representatives of New Hampshire for their recognition and support of me as New Hampshire's Junior Miss, 1967. My whole year as a Junior Miss has been full of surprises, material and spiritual rewards, but I certainly never expected official telegrams or such an elegant statement of your resolutions. Thank you.

New Hampshire has always been my home and I hope that it always will be. To have an important document (it is to me) from my home state's legislature is indeed an honor.

Most gratefully,

(signed) Jane M. Eaton
N. H.'s Junior Miss

* * *

Rep. Tarbell offered the following resolution:

RESOLUTIONS

Whereas, 1967 is the One Hundredth Anniversary of the Patrons of Husbandry (The Grange) in these United States of America, and

Whereas, the National Grange has always contributed greatly to the enactment of laws benefitting rural life in America, and

Whereas, the New Hampshire State Grange has served the State of New Hampshire for Ninety-four years, developing local agricultural industries; and working through our Legislature for better laws, therefore be it

Resolved, that this Legislature go on record as expressing its appreciation to this Organization — both National and State — for its fine work and many contributions toward better living for all Americans, and be it further

Resolved, that a copy of these Resolutions be printed in the Journal; and copies be sent to the Master of the National Grange: Herschel D. Newsom, 1616 H Street, N.W., Washington, D. C.; and to the Master of the New Hampshire State Grange, Carl S. Adams, West Lebanon, New Hampshire.

* * *

Resolutions adopted by vv.

Rep. Maglaras offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Emmet J. Flanagan, former Representative from Dover, and

Whereas, Mr. Flanagan served his community faithfully and with efficiency, therefore be it

Resolved, That we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Flanagan, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Mary Flanagan.

* * *

Resolutions adopted by vv.

Reps. Collishaw, Eastman, Junkins, Varrill of Exeter.

RESOLUTIONS

Whereas, we have learned with regret of the passing of

Mrs. Angelina Ferron, mother of our fellow Representative Albert J. Ferron of Exeter, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives in General Court convened, do hereby extend our sincere sympathy to Representative Ferron in his loss and be it further

Resolved, that a copy of these resolutions be transmitted to him.

* * *

Resolutions adopted by vv.

Reps. Jennie B. Bennett and Elmer L. Johnson offered the following resolution:

RESOLUTIONS

Whereas, our Heavenly Father in His infinite wisdom recently has called to his eternal rest our friend and former Representative, Alexander Pierce Thompson, and

Whereas, Representative Thompson has been a good and faithful public servant, having served his town and state in various civic offices, and his country as a member of the 26th Yankee Division in World War I, and

Whereas, we rejoice with this devoted husband and father in his passing to his reward, yet are saddened by his absence from our midst, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the bereaved family of Representative Thompson, and be it further

Resolved, that a copy of these Resolutions be forwarded to his widow, Marguerite Jennings Thompson.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Pickett, the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock

this afternoon, to be in order at the present time, and that third reading of bills be by title only and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

The following bills and conc. res. were read a third time and sent to the Senate for concurrence:

HB 166

requiring licensing to engage in business of second mortgage home loans.

HB 172

classifying a road in the town of Haverhill as a Class III Recreational Road.

HB 216

relative to enacting or amending zoning ordinances in towns and districts.

HB 280

relative to voting rights of ex-officio members of planning boards.

HB 473

relating to arrest without a warrant.

HB 477

relative to reports and escheat proceedings involving unclaimed and abandoned property.

HB 534

to permit the town of New Durham to borrow money in excess of its debt limit.

Const. Amend.-Conc. Resolution No. 2

proposing constitutional amendment relative to succession to the office of Governor.

SB 131

establishing the position of research assistant to the insurance commissioner, was read a third time and sent to the Secretary of State to be engrossed.

On motion of Rep. Spollett the House adjourned at 12:57 P.M.

Thursday, April 27

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

We ask for strength that we might achieve; we are made weak that we might obey. We ask for riches that we might be happy; we are given poverty that we might be wise. We ask for power that we might have the praise of men; we are given weakness that we might sense the mystery of life. We ask for all things that we might enjoy life; we are given life that we might enjoy all things.

Lord, thank you for the incredible depth of life. And thank you for our sense of discovery which leads us out of a mechanical sort of existence into a vibrant and meaningful life. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Charles Gordon led the Convention in the Pledge of Allegiance to the Flag.

* * *

Rep. Morrill introduced three young guests from Salem, courtesy of the Salem Delegation: Lorraine Wieszeck, James Wieszeck and Paul Wieszeck, who played accordian selections for the Joint Convention. Lorraine is a graduate student at the Boston Conservatory of Music, James is a Sophomore at St. Anselm's, and Paul is a Junior at Salem High School.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group representing the Concord Women's Republican Club.

Rikka and Amy Wallin, daughters of Rep. Wallin and Lisa Florence and Melanie Perkins, courtesy of Rep. Wallin.

Camp Fire Girls from Dover with their leaders, courtesy of the Dover Delegation.

4th grade pupils from Salisbury Elementary School accompanied by their teacher, Mrs. Thompson, wife of Rep. Arthur Thompson of Wilmot, courtesy of Rep. Bork.

34 members of the Greater Laconia Teen Democrats with their president, James Royal and Advisor Mrs. Ginny Dulac, courtesy of Reps. Dearborn and Dulac.

Miss Margaret Edmunds, native of Concord, now a school teacher in New Canaan, Conn., courtesy of Rep. George Roberts.

Steven W. Smith, Jr. guest of his father, Rep. Steven W. Smith, Sr.

Civic Class from Appleton Academy in New Ipswich, courtesy of Rep. Karnis.

Mrs. Clifford Stearns, wife of Rep. Stearns.

Mrs. Kay Ward, President of the Profile Women's Club, courtesy of Delegation from Grafton County, District 1.

Miss Charlotte Duhaime, guest of her father, Rep. Duhaime.

Miss Doris Yeager of Rye, courtesy of Rep. Greene.

Miss Nancy Marvin, granddaughter of Rep. Barrows.

Mrs. Priscilla Davis, Paul Kidder and Mrs. Eleanor Austin of Jaffrey, courtesy of the Jaffrey Delegation.

Robert and Kathy Cate, guests of their father, Rep. Cate.

Mr. Tom Brown, son of Rep. Paul Brown.

Mr. Lamothe and a Delegation of students from Plymouth Junior High School, courtesy of the Plymouth Delegation.

Jeffrey and Jonathan Cares and David Dionne, courtesy of Rep. Cares.

LEAVES OF ABSENCE

Rep. Roby was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 650

relative to placing fill in public waters. (Smith of Grafton Dist. 18, and Raiche of Hillsborough Dist. 34 — To Resources, Recreation and Development)

HB 651

authorizing special number plates for licensed class D radio operators. (Bradley of Grafton Dist. 19 — To Transportation)

HB 652

establishing the liability of parents or guardians for malicious injury or destruction caused by minors. (Barron of Rockingham Dist. 7 — To Judiciary)

HB 653

relative to unfair sales practices and the enforcement of the unfair sales act. (D'Amante of Sullivan Dist. 5, Stafford of Belknap Dist. 12, Hayes of Carroll Dist. 3, and Mahony of Hillsborough Dist. 28 — To Judiciary)

HB 654

providing that banks which give mortgages on real property may not levy a service charge against the seller of the property. (Andersen of Merrimack Dist. 25 — To Banks)

HB 655

to provide a clothing allowance for certain personnel of the New Hampshire hospital, the Laconia state school, the state sanatorium, and the soldiers' home. (Cate of Merrimack Dist. 20 — To Executive Departments and Administration)

HB 656

relative to payment of health, welfare, and pension fund contributions by employers. (Capistran of Hillsborough Dist. 38 — To Labor)

HB 657

providing for minimum annual allocation of road toll funds for the construction and maintenance of class IV and class V highways. (Peever of Rockingham Dist. 7 — To Public Works)

HB 658

relative to filling vacancies in classified service from among other state employees. (LaFrance of Hillsborough Dist. 33 — To Executive Departments and Administration)

HB 659

to permit licenses which allow serving of alcoholic beverages to men only in a separate room. (Gerber of Rockingham Dist. 28 — To Liquor Laws)

HB 660

to establish a basic work week of forty hours per week for state employees, and for payment of overtime pay. (Winkley of Strafford Dist. 11 — To Executive Departments and Administration)

HB 661

to provide for a salary increase for classified state employees. (Desilets of Coos Dist. 7, Bernier of Hillsborough Dist. 34, Brungot of Coos Dist. 8, and Maloomian of Strafford Dist. 6 — To Executive Departments and Administration)

HB 662

relative to excavating and dredging in public waters. (Smith of Grafton Dist. 18, and Raiche of Hillsborough Dist. 34 — To Resources, Recreation and Development)

HB 663

relative to punishment of attempts to commit felonies and murder. (Healy of Hillsborough Dist. 32 — To Judiciary)

HJR 72

in favor of Francis W. Tolman et al. (Rules Committee for Rep. Cobleigh of Hillsborough Dist. 15, and Rep. Pickett of Cheshire Dist. 17 — To Claims & Aeronautics)

COMMITTEE ON ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate Bill:

SB 2

relating to state bonds.

Idanelle Moulton, for the committee.

COMMITTEE REPORTS**SB 110**

to authorize cooperative banks and building and loan associations to make a service charge on defaulted accounts. Rep. Roby for Banks. Ought to pass.

Ordered to third reading by vv.

SB 111

to authorize cooperative banks and building and loan associations to secure loans by life insurance policies and by approved stocks, bonds, and notes. Rep. Leighton for Banks. Ought to pass.

Ordered to third reading by vv.

HB 433

relative to the regulation and control of the conduct of business within the state by certain non-resident corporations not authorized to conduct the business of insurance within this state. Rep. Fortin for Insurance. Ought to pass with amendment.

AMENDMENT

Amend RSA 406-B:1 as inserted by section 1 of the bill by striking out the figure "50" in line 26 and inserting in place thereof the figure (59) so that said section as amended shall read as follows:

406-B:1 Purpose. The purpose of this chapter is to subject certain persons and insures to the jurisdiction of the commissioner, of proceedings before the commissioner, and of the courts of this state in suits by or on behalf of the state and insureds or beneficiaries under insurance contracts. The legislature declares that it is a subject of concern that many residents of this state hold policies of insurance issued by persons and insurers not authorized to do business in this state, thus presenting to such residents the often insuperable obstacle of asserting their legal rights under such policies in forums foreign to them under laws and rules of practice with which they are not

familiar. The legislature declares that it is also concerned with the protection of residents of this state against acts by persons and insurers not authorized to do an insurance business in this state by the maintenance of fair and honest insurance markets, by protecting authorized persons and insurers, which are subject to strict regulation, from unfair competition by unauthorized persons and insurers and by protecting against the evasion of the insurance regulatory laws of this state. In furtherance of such state interest, the legislature herein provides methods for substituted service of process upon such persons or insurers in any proceeding, suit or action in any court and substitute service of any notice, order, pleading or process upon such persons or insurers in any proceeding before the commissioner to enforce or effect full compliance with the insurance and tax statutes of this state, and declares in so doing it exercises its power to protect residents of this state and to define what constitutes doing an insurance business in this state, and also exercises powers and privileges available to this state by virtue of P. L. 79-15 (1945), (chapter 20, 1st sess., S. 340), 59 Stat. 33, as amended, which declares that the business of insurance and every person engaged therein shall be subject to the laws of the several states.

Amend subparagraph (b) of paragraph I of 406-B:2 as inserted by section 1 of the bill by striking out "porposing" in line 1 and inserting in place thereof the word (proposing) so that the subparagraph as amended shall read as follows:

(b) The making of or proposing to make, as guarantor or surety, any contract of guaranty or suretyship as a vocation and not merely incidental to any other legitimate business or activity of the guarantor or surety.

Amend paragraph I of 406-B:4 as inserted by section 1 of the bill by striking out the word "authorized" in line 2 and inserting in place thereof the word (unauthorized) so that said paragraph as amended shall read as follows:

I. Any act of doing an insurance business as set forth in section 2 by any unauthorized person or insurer is equivalent to and shall constitute an irrevocable appointment by such person or insurer, binding upon him, his executor, administrator or personal representative, or successor in interest if a corporation, of the commissioner, his successor or successors

in office to be the true and lawful attorney of such person or insurer upon whom may be served all legal process in any action, suit or proceeding in any court arising out of doing an insurance business in this state by such person or insurer, except in an action, suit or proceeding by the commissioner or by the state. Any act of doing an insurance business as set forth in section 2 by any unauthorized person or insurer shall be **signifi-**cation of its agreement that any such legal process so served shall be of the same legal force and validity as personal service of process in this state upon such person or insurer, or upon his executor, administrator or personal representative, or its successor in interest if a corporation.

Amend paragraph VI of 406-B:5 as inserted by section 1 of the bill by striking out the word "proceeding" in line 2 and inserting in place thereof the word (proceed) so that said paragraph as amended shall read as follows:

VI. The attorney general upon request of the commissioner is authorized to proceed in the courts of this or any other state or in any federal court or agency to enforce an order or decision in any court proceeding or in any administrative proceeding before the commissioner.

Amend 406-B:8 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

406-B:8 **Validity of Insurance Contracts.** Except for lawfully procured surplus lines insurance and contracts of insurance independently procured, through negotiations occurring entirely outside of this state which are reported in accordance with section 12, any contract of insurance effective in this state and entered into by an unauthorized insurer is unenforceable by such insurer. In the event of failure of any such unauthorized insurer to pay any claim or loss within the provisions of such insurance contract, any person who assisted or in any manner aided directly or indirectly in the procurement of such insurance contract shall be liable to the insured for the full amount thereof pursuant to the provisions of such insurance contract.

Amend section 1 of the bill by inserting after 406-B:12 the following new sections:

406-B:13 **Exception.** This chapter shall not apply to any life insurance or annuity company organized and operated,

without profit to any private shareholder or individual, exclusively for the purpose of aiding educational or scientific institutions organized and operated without profit to any private shareholder or individual, by issuing insurance and annuity contracts direct from the home office of the company and without agents or representatives in this state, only to or for the benefit of such institutions and individuals engaged in the service of such institutions; nor shall this chapter apply to any insurance or annuity contracts issued by any such life insurance or annuity company.

406-B:14 Exemption from Unauthorized Insurance Laws. The provisions of this chapter, other than the provisions of sections 2, 4 and 5, do not apply to ocean marine insurance.

Amend the bill by inserting after section 5 the following new section to read as follows:

6 Countersignature. Amend RSA 405:18 by adding at the end thereof the words (the provisions of this section do not apply to ocean marine insurance) so that said section as amended shall read:

405:18 Insuring Through Agents. Foreign insurance or surety companies, although authorized to transact business within this state, shall only make, write, place, or cause to be made, written, or placed, policies or contracts of insurance or suretyship which are to be effective within this state, through agents who are residents of this state and who are regularly commissioned and licensed to transact business here. The provisions of this section do not apply to ocean marine insurance.

Further amend the bill by renumbering section 6 to read section 7.

* * *

Amendment adopted, ordered to third reading by vv.

* * *

Rep. Cobleigh wished to be recorded as abstaining from voting under Rule 16.

* * *

HB 522

designating Arbor Day. Rep. Claflin for Resources, Recreation and Development. Ought to pass.

Ordered to third reading by vv.

HB 342

to provide a franchise tax on coin operated machines. Rep. Saggiotes for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in its amendments to the following Bill:

SB 22

establishing the office of state geologist.

FURTHER SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

HB 22

to authorize nursing care at the Soldiers' Home.

HB 315

providing for an annual permit for registration of nurses.

**SENATE MESSAGE AND
INTRODUCTION OF SENATE BILLS**

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 154

relative to the uniform gifts to minors law and providing for life insurance policies and annuity contracts. To Insurance.

SB 14

authorizing the liquor commission to authorize the sale of

liquor and beverages on certain holidays and election days. To Liquor Laws.

* * *

The Senate has passed the following joint resolution, in the passage of which it asks the concurrence of the House of Representatives:

SJR 15

to reimburse the towns of Bow and Hooksett for the state's share of the cost of fighting a certain forest fire. To Appropriations.

RESOLUTIONS

Reps. O'Hara and Oleson offered the following resolution:

RESOLUTIONS

Whereas, we have learned with pride that Lawrence Chadwick of Gorham has won the coveted award of Eagle Scout, and

Whereas, Lawrence is the fourth resident of Gorham to achieve this honor, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our most cordial good wishes to this young man with the hope that he may continue his scouting career.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Stafford, the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon, to be in order at the present time, and that third reading of bills be by title only and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

SB 110

to authorize cooperative banks and building and loan associations to make a service charge on defaulted accounts.

SB 111

to authorize cooperative banks and building and loan associations to secure loans by life insurance policies and by approved stocks, bonds, and notes.

* * *

The following bills were read a third time, passed and sent to the Senate for concurrence:

HB 433

relative to the regulation and control of the conduct of business within the state by certain non-resident corporations not authorized to conduct the business of insurance within this state.

HB 522

designating Arbor Day.

* * *

On motion of Rep. Goodrich the House adjourned at 12:09 P.M.

Tuesday, May 2

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain William H. Thompson of St. Luke's Episcopal Church, Woodsville as follows:

Almighty God, the protector of all who put their trust in Thee, without whom nothing is strong, nothing is holy, we ask Thy blessing on these men and women assembled here as the law makers for the people of New Hampshire. Grant to them a clear vision to perceive what is good and a strong will to act on what they think is right. May they try hard to put public interest above private advantage. Give them the courage, we pray, to resist those who would use the power of the newspaper or the television to lead them into paths of extremism, of either Right or Left. May all that is said or done here be so sensible, fair, and honorable that we and these our representatives will have a proper pride in being citizens of New Hampshire and in truth can call ourselves a people under Thee, O God. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Phil Bennett led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Messrs. Donald Henderson and James Page together with a group of students from the Holderness School For Boys, courtesy of Rep. Stafford.

Fourth Graders from the Oyster River School, courtesy of The Durham Delegation.

Mrs. Arthur Nighswander and Dr. Otto and Mrs. Erna Schlepper of Wuppertal, Germany, courtesy of Rep. Guild.

Harold Savage, Cheshire County Commissioner of Rindge, courtesy of Rep. James Allen.

Marshall N. Decker, courtesy of Rep. Sayer.

A group of students from the Exeter High School, courtesy of The Exeter Delegation.

Mr. William E. Miller, courtesy of Rep. Fox.

LEAVES OF ABSENCE

Rep. Marquis was granted indefinite leave of absence on account of illness.

Reps. Karnis was granted leave of absence for the day on account of important business.

Rep. Walter Dame was granted leave of absence for the week on account of illness.

ANNOUNCEMENT

The Chair announced that the Wild Cat Exhibit in the House today would be added to the permanent exhibit in the Wild Life Room as a gift from the House Fish and Game Committee.

INTRODUCTION OF BILLS

The following Bills and Constitution Amendment — Concurrent Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 664

requiring students in teacher training who pay resident tuition fees at the state colleges to agree to teach in the state for two years after completion of training. (Brown of Rockingham Dist. 5 — To Education)

HB 665

to authorize the water resources board to acquire certain dams and water rights. (York of Merrimack Dist. 20, Barnard of Hillsborough Dist. 4 — To Resources, Recreation and Development)

HB 666

to impose a penalty for the unlawful use of an outlet of any inland public water. (Rufo of Merrimack Dist. 28 — To Resources, Recreation and Development)

HB 667

repealing the bond requirement of user of fuel licenses and the imposition of additional penalties, changing the filing procedures and dates of user of fuel returns and the revising of reciprocal provisions of the motor vehicle and motor vehicle

road toll laws. (Burke of Hillsborough Dist. 40 — To Transportation)

HB 668

relating to the powers of the mayor and aldermen of the city of Manchester. (Capistran of Hillsborough Dist. 38 — To Manchester Delegation)

HB 669

providing for the repair or removal of hazardous buildings in cities and towns and for the filling of hazardous building excavations therein. (Smith of Merrimack Dist. 24, and Heald of Hillsborough Dist. 10 — To Municipal and County Government)

HB 670

to protect the right to privacy against eavesdropping and wiretapping. (Graf of Hillsborough Dist. 26 — To Judiciary)

HB 671

relative to checklists for elections other than the primary. (Keeney of Hillsborough Dist. 23 — To Judiciary)

Constitution Amendment — Concurrent Resolution No. 7

Relating to: Compensation of the Members of the General Court and Providing That: it shall be Fixed by the General Court but Not to Exceed Eighteen Dollars per Day and Expenses. (Christie of Hillsborough Dist. 12, and McMeekin of Grafton Dist. 6 — To Judiciary)

COMMITTEE REPORTS**HJR 64**

providing an appropriation for the development of east-west scheduled air service. Rep. Belcourt for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of twenty thousand, five hundred dollars is hereby appropriated to be used as needed by the aeronautics commission in preparing and presenting its case for east-west

service before the Civil Aeronautics Board on behalf of the state; twenty thousand dollars to be available for professional fees and five hundred dollars for out-of-state travel. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated. The sum hereby appropriated shall in no case lapse prior to June 30, 1969 and no part of this appropriation shall be transferred or expended for any other purpose.

* * *

At the request of Rep. Ferguson, Rep. Roger Smith explained the resolution.

(discussion ensued)

Reps. Pickett, Guild and O'Neil spoke in favor of the resolution.

At the request of Rep. Milne, Rep. Pickett answered questions.

Rep. Belcourt spoke in favor of the resolution.

Amendment adopted, ordered to third reading by vv.

HB 496

to provide that tuition payment obligations of an area sending district are not indebtedness for the purpose of determining borrowing capacity. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

HB 217

relating to salaries of justices and clerks and civil jurisdiction of district courts. Rep. Lloyd G. Sherman for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 District Courts. Amend RSA 502-A:6 (supp) as inserted by 1963, 331:1 by striking out said section and inserting in place thereof the following: 502-A:6 Salaries of Justices, Special Justices, Clerks. The salaries of justices, special justices and

clerks of the district courts shall be paid from the treasury of the city or town in which such courts are regularly located and may be paid quarterly or monthly as follows:

I. Salaries of Justices. The cities and towns in which the district courts are regularly located shall annually appropriate and pay the justices of the district courts salaries computed in the following manner: for the first fifteen hundred cases, three hundred and fifty dollars for each one hundred cases or fraction thereof; for the next one thousand cases, three hundred dollars for each one hundred cases or fraction thereof; and for all cases over twenty-five hundred, one hundred and fifty dollars for each one hundred cases or fraction thereof provided that the sum of five hundred dollars shall be added to the salary of each justice of a district court which has exclusive civil jurisdiction in cases where the damages do not exceed five hundred dollars. No justice shall be paid a salary less than a sum equal to one hundred and eighty dollars for each thousand persons residing in the district, as reported in the last federal census, and no justice shall receive a salary greater than eighteen thousand dollars a year. The total cases reported annually from each district court to the judicial council shall be used in the computation of the salary of each justice as provided herein. The administrative committee of the district and municipal courts shall compute the salaries as provided in this section and shall annually, in November, notify the local governing body of each city or town in which each district court is regularly located the amount to be paid to the justice, special justice and clerk for the next calendar year.

II. Salaries of Special Justices. The annual salaries of the special justices of the district courts shall be an amount equal to thirty per cent of the salary paid to justices as provided in paragraph I. Except that by vote of the local governing body the salary of the special justice may exceed thirty per cent of the salary of the justice of said district court or they may vote to pay said special justice twenty dollars for each day or part thereof that he shall serve in said capacity. Provided, however, in the event of the death, resignation or retirement of the justice and no appointment is made to fill the vacancy caused thereby for a period of sixty days, the special justice shall then be paid the salary of the justice until his vacancy is filled; and provided further, that if the justice is absent due to illness or disqualification for any other reason for a period of more than

sixty days, the special justice shall be entitled to the salary of the justice until the justice is able to assume his duties. The special justices of other cities and towns and the justice of peace requested to sit owing to the disqualifications of the justice and special justice shall be paid from the treasury of the city or town wherein said court is located, twenty dollars a day for each day or part thereof that he shall serve in said capacity.

III. Salaries of Clerks. The annual salaries of the clerks of the district courts shall be an amount equal to sixty per cent of the salary paid the justice as provided in paragraph I.

Further amend the bill by inserting after section 2 a new section to read as follows: 3 Practice of Law. Amend RSA 502-A:21 (supp) as inserted by 1963, 331:1 by striking out the word "ten" in the last sentence of the section and inserting in its place the word (fifteen) so that said section as amended shall read as follows: 502-A:21 Disqualifications of Justices, etc. No justice, special justice or clerk of any district court shall be retained or employed as attorney in any action, complaint, or proceeding pending in his court, or which has been examined or tried therein. No justice shall be retained or employed as an attorney in any matter pending before any other district court. No attorney shall be permitted to practice before any district court where any justice thereof is associated with said attorney in the practice of law. No justice whose salary exceeds fifteen thousand dollars per year shall be permitted to engage in the practice of law.

Further amend the bill by renumbering section 3 to read section 4.

* * *

Amendment adopted, ordered to third reading by vv.

HB 234

to increase the salary of the director of probation. Rep. Van H. Gardner for Executive Departments and Administration. Inexpedient to legislate; subject matter covered by HB 202.

Rep. Shirley Clark moved that HB 234 be laid upon the table and subsequently withdrew her motion.

Rep. Shirley Clark moved that HB 234 be recommitted to

Executive Departments and Administration and spoke in favor of the motion.

Motion adopted by vv.

HB 337

relative to the powers and duties of the department of resources and economic development. Rep. Ratoff for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 464

requiring public utilities to return deposit for installation of service with interest within one year. Rep. Greeley for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 96

to regulate the operation of business on Sunday. Rep. Gorham for Judiciary. Inexpedient to legislate; subject matter pending by legislation sent to Supreme Court.

Rep. Maloomian explained the bill.

Resolution adopted by vv.

SB 57

relative to suspension of drivers' licenses. Rep. Gorham for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Drivers' Licenses. Amend RSA 262-A:65 as inserted by 1963, 330:1 by striking out said section and inserting in place thereof the following: 262-A:65 Suspension of License; Recognizance Required on Appeal. Whenever any person convicted of a violation of section 61 or 62 appeals, the municipal or district court or justice shall order the person appealing to recognize in the sum of one hundred dollars, with sufficient sureties, to keep the peace and be of good behavior until such appeal has been finally disposed of. If the person appealing fails to recognize in said sum, the municipal or district court or justice shall forthwith suspend the license of such person.

If during such appeal period, such person is convicted of another violation of section 61 or 62, unrelated to the prior conviction, the municipal or district court or justice shall, upon receiving notice of such conviction, immediately suspend the license of such person, shall declare the recognizance forfeited, and shall request the county attorney to cause proceedings to be had immediately for the recovery of such forfeiture, such proceedings to be subject to the provisions of RSA 597:33, 34, 35, 36, and 38. Upon suspension of the license of such person either upon failure to recognize after conviction or during the appeal period as hereinabove provided, in case of holders of New Hampshire licenses, the municipal or district court or justice shall return such licenses together with the court return to the director, who shall not reissue said license until such person is acquitted. If the person so appealing is convicted, and has had his license suspended during the appeal period for failure to recognize in the required sum, the period of suspension shall be computed from the date of the initial conviction. If the person so appealing is convicted and has not had his license suspended because he has recognized in the required sum, or has had his license suspended because of a second conviction during the appeal period, the period of suspension shall commence upon the date of his final conviction upon such appeal.

* * *

Amendment adopted, ordered to third reading by vv.

SB 115

relating to interest from date of writ. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 283

relative to dogs as a menace. Rep. Hall for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Dogs Causing a Nuisance. Amend RSA 466:31 (supp)

as amended by 1957, 143:1 by striking out said section and inserting in place thereof the following:

466:31 Dogs as a Menace. I. Any person who considers a dog to be causing a nuisance or to be a menace to persons or property may make complaint to any law enforcement officer or to the selectmen of the town in which such dog is kept, and such officers shall, within three days after the receipt of such complaint, investigate the case, and, if the complaint is sustained, shall forthwith order the owner or keeper of such dog to restrain such dog from running at large. Service of such order shall be made upon the owner or keeper of such dog by causing a certified copy of such order to be delivered to him. Any owner or keeper upon whom notice of such order has been served, may, within ten days thereafter, bring a petition in the municipal or district court for the town or city, as the case may be, praying that the order be reviewed by the court. After notice to the investigating officers, and upon hearing, the court shall affirm, modify or dismiss such order, as justice may require. During the pendency of such action and the order of the justice of the court, the owner or keeper of such dog shall restrain such dog from running at large. Any person who neglects to restrain such dog from running at large, in compliance with orders hereunder, shall be fined not more than twenty-five dollars, the dog taken into custody by the police of the city or constable of the town and such disposition made of the dog as the court may order.

II. Under this section, a dog is causing a nuisance or is a menace to persons or property under any of the following conditions: (a) While it is tied upon or confined to the limits of its owner's property it barks, howls, whines, or growls for sustained periods of time, either continuously or from time to time, whether in the nighttime or daytime; (b) while it runs at large on the streets or on property other than its owner's it turns over garbage cans or waste containers, or otherwise causes garbage or waste to be scattered in yards or on streets or sidewalks; (c) while it runs at large it barks at or snaps at or runs after persons walking on sidewalks or streets, or at persons riding bicycles on sidewalks or streets; (d) while it runs at large it barks at or runs after motor vehicles being driven along the streets; (e) while it runs at large it gathers in packs with other dogs and runs with the pack after game, domestic animals, or

human beings; (f) while running at large it digs or scratches in gardens or around cultivated areas, so as to uproot or destroy the growing plants, shrubs, or trees; (g) while in heat is unconfined.

* * *

Rep. Winkley moved that HB 283 be indefinitely postponed and spoke in favor of the motion.

Rep. Hanson spoke against the motion.

Reps. Graf and LaFrance spoke in favor of the motion.

(discussion ensued)

Rep. Morrill moved that HB 283 be recommitted to Municipal and County Government and spoke in favor of the motion.

Rep. Hoar spoke in favor of the motion.

At the request of Rep. Angus, Rep. Morrill answered questions.

Motion adopted by vv.

HB 406

relative to toll-free use of certain New Hampshire highways by members of the general court. Rep. Fortier for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the word "certain" so that said title shall read as follows:

An Act

relative to toll-free use of New Hampshire highways by
members of the general court.

Amend 256:8-b as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

256:8-b Exemption from Tolls. Upon proper identification any member of the senate or house of representatives shall be

granted toll-free use of any toll highway in the state during the legislative session.

* * *

At the request of Rep. Palmer, Rep. Stafford explained the bill.

Rep. Palmer moved that HB 406 be indefinitely postponed and spoke in favor of the motion.

Reps. Stafford, Maloomian, Marcotte, Raiche and Brungot spoke against the motion.

At the request of Rep. McMeekin, Rep. Stafford answered questions.

(discussion ensued)

Motion lost by vv.

Rep. Frizzell requested a division.

99 members having voted in the affirmative and 235 members having voted in the negative, the motion to indefinitely postpone was lost.

Rep. Elmer Johnson moved that HB 406 be recommitted to Public Works and spoke in favor of the motion.

(discussion ensued)

Rep. Trowbridge spoke in favor of the motion.

Reps. Raiche and Stafford spoke against the motion.

(discussion ensued)

The question being on the motion to recommit HB 406 to Public Works.

Motion lost by vv.

Question now being on the Committee amendment.

Amendment adopted, ordered to third reading by vv.

GUEST

The Chair introduced former President of the Senate Norman Packard.

COMMITTEE REPORTS (Cont)

HB 409

relative to state aid for class V highways in towns, Rep. Corriveau for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Town Road Aid. Amend RSA 241:11 (supp) as amended by 1955, 311:3, 1959, 244:1 and 1965, 247:1 by striking out in lines nine and twelve the words "two hundred fifty thousand dollars" and inserting in place thereof the words (three hundred thousand dollars) so that said section as amended shall read as follows:

241:11 Maintenance Allotment by State. In addition to any funds hereinbefore apportioned for construction and reconstruction purposes the commissioner, in the month of July in each year, shall allot to each town a sum sufficient, when added to the amount which would be derived by a tax of eleven cents on each one hundred dollars of the town's last equalized valuation, to equal one hundred seventeen dollars for each mile of regularly maintained class V highway in such towns, except that for any year in which the total allocated to the towns under this formula shall be less than three hundred thousand dollars, the commissioner shall use such other figure in place of the one hundred seventeen dollars for each mile of regularly maintained class V highway as may be necessary to make the total allotment not less than three hundred thousand dollars. The sums so allotted shall be used for the care and maintenance of class V highways and for no other purpose, under the supervision of the commissioner, and shall be expended in accordance with specifications provided by the commissioner under the direction of a person or persons appointed by the selectmen of the town.

2 Effective Date. This act shall take effect July 1, 1968.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 526

to authorize lay out of class IV highways financed by federal aid highway funds by governor and council, Rep. Fortier for Public works. Ought to pass.

Ordered to third reading by vv.

HB 495

clarifying the law establishing the school building authority and increasing the limit of state guarantee, Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and Senate Bill and House Joint Resolution:

HB 81

relative to services available at the New Hampshire Hospital to employees thereof suffering from contagious diseases.

HB 206

relative to computation of time for posting a town or school district warrant.

HB 262

relative to the powers of the commissioner of insurance to examine relevant documents to determine whether lawful rates are being charged.

SB 23

extending the powers of certain private corporations organized under special legislative act.

HJR 43

in favor of Wilbur J. Little.

Rep. Forbes, for the committee.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

HB 242

relative to associations for rural electrification.

HB 367

relative to jury service for women.

HJR 47

providing a supplemental appropriation for the Board of Nursing Education.

HJR 48

appropriation for board of nursing education and nurse registration for out-of-state travel.

HB 288

making agreements for extensions of water mains with the Manchester Water Works an encumbrance on real estate.

HB 110

establishing the New Hampshire Retirement System.

FURTHER SENATE MESSAGE**INTRODUCTION OF SENATE BILLS**

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred as follows:

SB 102

increasing the staff of the New Hampshire national guard. To Mil. and Vet. Aff.

SB 153

to authorize a cooperative bank or building and loan association to pay charges against real estate on which it holds a mortgage. To Banks.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

HB 130

relative to dividends and use of funds of credit unions.

AMENDMENT

Amend the title of the bill by striking out the words "and use of funds" so that said title as amended shall read as follows: AN ACT relative to dividends of credit unions.

Amend the bill by striking out section 3 thereof.

Further amend the bill by renumbering section 4 to read section 3.

* * *

Rep. Bigelow moved that the House non-concur in the Senate amendment and requested a committee of conference be appointed.

Motion adopted by vv.

The Chair appointed Reps. Bigelow, Reddy and Daniel as conferees on the part of the House.

Reps. Robert Brown, Murphy and O'Neil offered the following resolution.

RESOLUTIONS

Whereas, organized church groups in Hong Kong are furnishing material and spiritual aid to many thousands of refugees from Red China, and

Whereas, this assistance has been furnished in a deep spirit of fellowship and cooperation among the different church groups, and

Whereas, the Episcopal Diocese of New Hampshire is in a companion relationship with the Diocese of Hong Kong, therefore be it

Resolved, that the House of Representatives of the State of New Hampshire applauds the support given to the refugee aid program on a parish-to-parish basis by our churches and on a person-to-person basis by our fellow citizens, and be it further

Resolved, that copies of this resolution be furnished to The Right Reverend J. Gilbert Baker, Bishop of Hong Kong, and to the Right Reverend Charles F. Hall, Bishop of New Hampshire.

* * *

Resolutions adopted by vv.

Reps. Pickett and Twardus offered the following resolution:

RESOLUTIONS

Whereas, Newmarket was the sixth ranking school in the state and the only one in the top ten from Rockingham and Strafford counties to have the top two students, Sharon Sewall and Greta Wilson, named to the State and National honor roll in a mathematics contest sponsored by the Mathematical Association of America, and

Whereas, Miss Sewall is the daughter of Rep. and Mrs. Albert Sewall of Newmarket, therefore be it

Resolved, that we, the members of the House of Representatives in General Court convened, do hereby extend our heartiest congratulations to Miss Sewall and Miss Wilson for their prowess in mathematics, and be it further

Resolved, that a copy of these Resolutions be transmitted to Miss Sewall and Miss Wilson.

* * *

Resolutions adopted by vv.

Reps. Palmer and Spollett offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the passing of Nelson M. Schwaner, husband of our fellow Representative, Annie Mae Schwaner of Plaistow, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, do hereby extend our sincere sympathy to Representative Schwaner in her loss, and be it further

Resolved, that a copy of these Resolutions be transmitted to her.

* * *

Resolutions adopted by vv.

* * *

On motion of Representative Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that resolutions be by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills and HJR were read a third time, passed, and sent to the Senate for concurrence:

HB 217

relating to salaries of justices, special justices and clerks and civil jurisdiction of district courts.

HB 337

relative to the powers and duties of the department of resources and economic development.

HB 406

relative to toll-free use of New Hampshire highways by members of the general court.

Reps. Mackintosh, Carter, Williamson and Spollett wished to be recorded as voting no.

RECONSIDERATION

Rep. Marcotte, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 406 and spoke against the motion.

Motion lost by vv.

HB 526

to authorize lay out of class IV highways financed by federal-aid highway funds by governor and council.

HB 495

clarifying the law establishing the school building authority and increasing the limit of state guarantee.

HB 496

to provide that tuition payment obligations of an area

sending district are not indebtedness for the purpose of determining borrowing capacity.

HJR 64

providing an appropriation for the development of east-west scheduled air service.

RECONSIDERATION

Rep. Pickett, having voted with the majority, moved that the House reconsider its vote whereby it passed HJR 64 and spoke against the motion.

* * *

Motion lost by vv.

SB 57

relative to suspension of drivers' licenses, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

* * *

On motion of Rep. Barnes the House adjourned at 1:42 P.M.

Wednesday, May 3

The House met at 11:00 o'clock.

(Rep. Cobleigh in the Chair)

JOINT CONVENTION

Prayer was offered by guest Chaplain William L. Shafer of the Methodist Church of Chichester, as follows:

Let us pray —

ALMIGHTY GOD; as we pause in the midst of these busy moments of our lives to lift our thoughts unto Thee, being mindful of our many responsibilities, we seek to renew our

spiritual strengths and values in Thy Presence as we prepare to face the challenges of this day. Grant unto us the virtues of patience and compassion in our labors, of courage and wisdom in our convictions, and faith in the precepts of truth and honesty — so as to defend us from the dangers of hasty decisions in the presence of expediency.

Bless those who are standing and dying in the defense of liberty and freedom. Deliver our State and Nation from the influence of those who would place personal power and position over Thy precepts of Love and service in our daily witness.

Bestow upon our Governor and the Members of this Joint Convention Thy continual favor as they strive to fulfill the commitments of their stewardship through service to our Granite State.

In the Name of the Father, the Son, and the Holy Spirit — Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Stevens led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Robert Corbin and his son, Bradley and Terry Fernald, courtesy of Rep. Nelson E. Barker.

The Civics Class of Merrimack High School accompanied by their teacher, Mrs. Cook, courtesy of Reps. Cox and John W. Wright, Jr. .

Miss Joe Fox of Dublin, Miss Sue Hill from Hancock and Miss Sandy Trufant from Peterborough, all seniors at Peterborough High School, courtesy of Rep. Robert Brown and Rep. Trowbridge.

Mrs. Shafer, wife of today's guest Chaplain, courtesy of Rep. Stevens.

A group of students from St. Christopher's School, Nashua, courtesy of Rep. Bouchard and the Republican Club of Nashua.

A group of students from the Highland School, courtesy of the Manchester Delegation.

Mrs. Nancy Lyons of Derry, courtesy of Rep. Morrill.

Republican Women from Cheshire, Sullivan, and Merrimack counties.

LEAVES OF ABSENCE

Reps. Gile and McKenzie were granted leave of absence for the day on account of important business.

Reps. Capistran and Knight were granted leave of absence for today and tomorrow on account of important business.

Rep. Ratoff was granted leave of absence for today and tomorrow on account of a death in the family.

Rep. Beard was granted indefinite leave of absence on account of illness in the family.

INTRODUCTION OF BILLS

The following Bills and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 672

relating to equipment of motorcycles and equipment of operators and passengers. (Keeney of Hillsborough Dist. 23, Bouchard of Hillsborough Dist. 14, and Barker of Hillsborough Dist. 15 — To Transportation)

HB 673

revising the membership of the advisory committee to the traffic safety commission to include a representative from the division of public health services. (Howard of Carroll Dist. 1, and Casey of Hillsborough Dist. 32 — To Transportation)

HB 674

to establish a motor vehicle certificate of title and anti-theft act. (Ellms of Grafton Dist. 14, and Kopperl of Merrimack Dist. 12 — To Transportation)

HB 675

requiring automatic sprinkler systems in hospitals and other licensed health facilities. (Knight of Hillsborough Dist. 4 — To Public Welfare and State Institutions)

HB 676

to provide for a disinterested appraisal when cooperative school district takes over property of pre-existing school districts. (Dunham of Cheshire Dist. 11 — To Education)

HB 677

requiring the sale of soft drinks and alcoholic malt beverages in returnable containers. (Andersen of Merrimack Dist. 25 — To Liquor)

HB 678

relating to milk standards. (Gile of Merrimack Dist. 5 — To Agriculture)

HB 679

transferring certain records from the Rockingham county registry of deeds to the records and archives center. (Ferron of Rockingham Dist. 16 — To Municipal and County Government)

HB 680

relative to the reorganization of the Manchester airport authority. (Capistran of Hillsborough Dist. 38 — To Manchester Delegation)

HB 681

providing for full maintenance by the state of a certain portion of route 28 in the town of Salem. (Gelt of Rockingham Dist. 7, Sayer of Rockingham Dist. 7, and Morrill of Rockingham Dist. 7 — To Public Works)

HB 682

directing the department of public works and highways to authorize the private construction of an access route from the new route 16 in Bartlett to the Chalets Motel. (Blanchard of Hillsborough Dist. 34 — To Public Works)

HB 683

requiring the division of public health services to make recommendations to the director of motor vehicles with reference to medical aspects of licensing, enforcement, and accident

investigation. (Normandin of Belknap Dist. 9, and Howard of Carroll Dist. 1 — To Transportation)

HB 684

relative to school building aid. (D'Amante of Sullivan Dist. 5, and Sherman of Merrimack Dist. 2 — To Education)

HB 685

relative to public works and highways reserve fund. (Rules Committee for Rep. Call of Merrimack Dist. 23 — To Appropriations)

HB 686

relative to the adoption of abandoned children and consent by the commissioner of health and welfare. (Clark of Strafford Dist. 4, and Cate of Merrimack Dist. 20 — To Public Welfare and State Institutions)

HB 687

relative to the department of labor. (Capistran of Hillsborough Dist. 38 — To Labor)

HB 688

amending certain pension acts of the city of Manchester. (Capistran of Hillsborough Dist. 38 — To Manchester Delegation)

HJR 73

to appropriate ten thousand dollars to the division of public health for trapping foxes as a means of rabies control. (Rules Committee for Rep. Belcourt of Hillsborough Dist. 16 — To Appropriations)

HJR 74

establishing a special committee to study and compare telephone rates and services in local calling areas throughout the state. (Bradley of Grafton Dist. 19 — To Ways and Means)

HJR 75

in favor of Ronald C. Broderick of Franconia. (Berringer of Grafton Dist. 2 — To Appropriations)

COMMITTEE REPORTS

HB 506

changing the date for filing annual reports of small loan companies. Rep. Roby for Banks. Ought to pass.

Ordered to third reading by vv.

SB 114

relating to signatures on notes of banks. Rep. Stevens for Banks. Ought to pass.

Ordered to third reading by vv.

SB 126

increasing the number of corporate members of the Merchants Savings Bank of Manchester, New Hampshire. Rep. Ackerson for banks. Ought to pass.

Ordered to third reading by vv.

HB 247

relative to employment of certain airport managers. Rep. Rufo for Claims and Aeronautics. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the word "fourteen" in line one and inserting in place thereof the word (seven) and by striking out the words "three thousand five hundred" in line six and inserting in place thereof the words (seventeen hundred and fifty) so that said section as amended shall read:

2 Appropriation. The sum of seven thousand dollars is hereby appropriated for the fiscal year ending June 30, 1968 and a like sum for the fiscal year ending June 30, 1969 to be expended as needed by the aeronautics commission for the purpose of equal matching of public airport owner funds for the employment of airport managers subject to the following limitation: state matching funds shall not exceed seventeen hundred and fifty dollars per year at any one airport for the purpose hereof. The governor is authorized to draw his warrants for the said sums out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 122

to provide for election of Concord Union School Board

members at the same time as the election of Concord city officials. Rep. Chris Andersen for Concord Delegation. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out said title and inserting in place thereof the following: An Act to provide for election of members of the board of education of the Union School District of Concord at the same time as the election of Concord city officials.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Time of Elections. Amend section 2 of chapter 355, Laws of 1961 by striking out said section and inserting in place thereof the following:

355:2 Elections. The election officer in each ward whose duty it is to conduct the biennial municipal elections shall also concurrently conduct an election on a separate ballot for members of the board of education of the Union School District of Concord as hereinafter provided on the Tuesday following the first Monday in November of the odd numbered years to elect three board members to serve for four years and three board members to serve for two years, each chosen by the qualified voters of the District at large, voting in their respective wards. Those board members elected prior to the effective date of this act whose terms expire in 1968 and 1969 shall be extended through 1969 and those board members whose terms expire in 1970 shall be extended through 1971. The first election under this Chapter shall be held on the Tuesday following the first Monday in November, 1969. The expenses of the concurrent election shall be shared one-half by the city and one-half by the district.

2 Board of Education. Amend section 6 of chapter 355, Laws of 1961, by striking out said section and inserting in place thereof the following: 355:6 Governing Body. All the powers of the district are vested in a board of education of nine members. Members of the board shall take office on the first day of January following their election. The board shall, at its first regular meeting in January, choose one of its members as president for a term of one year. If there is a vacancy in the office of

the president, the board shall choose one of its members to serve for the unexpired term. The board shall, at its first meeting in January, choose a person who is not a member of the board to serve as clerk of the district, and shall choose some other person, who also is not a member of the board, as treasurer of the district. The board shall define their duties and determine their compensation. The district treasurer may be a regular employee of the district, but the clerk may not be an employee of the district.

3 Meetings; Rules. Amend section 9 of chapter 355, Laws of 1961, by striking out in the eleventh, twelfth and thirteenth lines the words "newly elected members of the board shall take office at the first meeting in April following their election" so that said section as amended shall read as follows: 355:9 All Meetings Public. All meetings of the board of education shall be public. Regular meetings shall be held on the second Monday of each month and special meetings shall be held on call of the president or on written request of at least five members of the board. The board shall establish its own rules, and a majority shall constitute a quorum for the transaction of its business. Nothing herein shall prevent the board from holding executive sessions, from which all except its own members may be excluded, for the discussion on matters which, in the opinion of a majority of the board, would not be in the public interest or would tend to injure any individual in his professional or personal affairs. All business of the board, however, shall be transacted in public session.

4 Referendum. This act does not take effect unless it is adopted by a majority of the ballots cast at a referendum of district voters to be held concurrently with the biennial election of the city of Concord in 1967. For the purpose of this referendum, the clerk of the district shall prepare a sufficient number of referendum ballots at the expense of the district and provide them to the clerks of those wards of the city of Concord which comprise the district. The referendum ballots shall contain the following question: "Are you in favor of electing members of the Union School District of Concord at the regular city election in November in odd numbered years rather than at an annual election in March as is now the case?" After the question there shall be squares with the words "yes" and "no".

5 Effective Date. Section 4 of this act pertaining to the referendum shall take effect upon its passage, and the remainder

of the act shall take effect January 1, 1968 provided that the provisions of this chapter shall be voted by a majority of the ballots cast at the referendum.

* * *

Rep. Alice Davis moved that HB 122 be indefinitely postponed and spoke in favor of the motion.

Reps. Donald Welch and Chris Andersen spoke against the motion.

Reps. Bingham, Roby and Peaslee spoke in favor of the motion.

(discussion ensued)

Rep. Maloomian moved the previous question and it was sufficiently seconded.

Motion carried by vv.

The question being on the motion that HB 122 be indefinitely postponed.

On a vv the Chair was in doubt and requested a division.

100 members having voted in the affirmative and 113 members having voted in the negative, the motion lost.

Rep. Alice Davis moved that HB 122 be recommitted to the Concord Delegation.

Rep. Chris Andersen spoke against the motion.

Motion lost by vv.

Rep. Alice Davis moved that HB 122 be laid upon the table and subsequently requested a division.

113 members having voted in the affirmative and 127 members having voted in the negative, the motion lost.

A quorum count was requested.

295 members being present the Chair declared a quorum.

(Speaker in the Chair)

The motion before the House is whether or not HB 122 will be laid upon the table.

Rep. Davis requested a roll call, seconded by Rep. Brungot.

ROLL CALL

Yeas — 117

MERRIMACK COUNTY: Sherman, Kenneth L., Bigelow, Maxwell, Kersting, Stevens, Buatti, Gilman, Kenney, Laroche, Matrice, Davis, Alice, Call, Bingham, Smith, Roger A., Peaslee, Sanders, Fuller, Newell, Roby.

ROCKINGHAM COUNTY: Fernald, Tuttle, Griffin, Hall, Brown, Paul E., Tarbell, Gelt, Morrison, Clark, Ernest D., Underwood, Barker, Nelson E., Eastman, Hamel, Crossland, Leavitt, Maynard, Osborn, White, Julia H.

STRAFFORD COUNTY: Berry, Clark, Shirley M., Maloomian, Habel, Winkley, Vickery, Blanchette, Leighton.

SULLIVAN COUNTY: Mackintosh, Downing, Wright, Herbert H., Frizzell, Merrifield, Williamson.

BELKNAP COUNTY: Allan, Stuart B., Watson, Roberts, George B., Head, Foster, Stafford.

CARROLL COUNTY: Farrington, Davis, Dorothy W.

CHESHIRE COUNTY: Spitzli, Churchill, Trowbridge, Yardley, Bussiere, Bennett, Jennie B., Johnson, Elmer L., Stearns, Dunham, O'Neil, Gutterson, Smith, Robert A., Barker, Sheldon L.

COOS COUNTY: Marsh, Manning, A. George, Taylor, O'Hara, Dubey, Fortier, Desilets, Brungot, Gagnon, Thurston, Emerson.

GRAFTON COUNTY: Rich, Tilton, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Smith, Manson B., Whipple, Morse, Plumer, Pryor, Bell, Smith, Stephen W., Sr.

HILLSBOROUGH COUNTY: Sawyer, Barnard, Bartlett, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Karnis, Fortin, Heald, Philip C., Jr., Carter, Bragdon, Barker, Helen A., Burnham, Peabody, Cox, Loxton, Soucy, Emile J., Gardner, William J., Walsh, Edward J., Martel, Albina S., Levasseur.

Nays — 182

MERRIMACK COUNTY: Gay, Paul B., Hanson, Enright, Ga-

mache, Mousseau, Thompson, Doris L., Kelley, Greeley, Cate, Henry, Cheney, Charles H., Sr., Andersen, Chris K., Howland, Welch, Donald J., Rufo.

ROCKINGHAM COUNTY: Persson, Gay, Charles H., Gorham, Stratton, Morrill, Peever, White, George W., Sr., Palmer, Spollett, Sewall, Twardus, Collishaw, Junkins, Ciborowski, Keefe, McEachern, Archie D., Conlon, Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Jameson, Gerber, Ingraham, Bowlēn, Rossley.

STRAFFORD COUNTY: Dawson, Canney, Moulton, Crouch, Marcotte, Chasse, Coffin, Boire, Fournier, Hartigan, Rubins, Nelson, Bernard, Guilmette, Mudgett, Murphy, Young, Colbath, McQuade, Richardson, Maglaras.

SULLIVAN COUNTY: Logan, Gaffney, Prudhomme, Angus, Nahil, Barrows, Cummings, Maurice H., Saggiotes, Galbraith.

BELKNAP COUNTY: Piper, Joslyn, Randall, Guild, Chamberlain, Kenneth W., Sr., Deblois, Dearborn, Normandin, Dulac, Lucien R.

CARROLL COUNTY: Howard, Remick, Hickey, Claflin, Fox.

CHESHIRE COUNTY: Ballam, Allen, James F., Hackler, MacFarlane, Keating, Tasoulas, Webster, Pollock, Saunders, Moran, Pickett.

COOS COUNTY: Sherman, Lloyd G., Sullivan, York, Elmer H., Lemire, Williams, Bouchard, Arthur A., Parent.

GRAFTON COUNTY: Gardner, Van H., Berringer, McGee, Foss, Frazer, Cone, Putnam, Duhaime, Roger M., Dulac, Lucina A., Merrill, Ellms, Bradley, Willey.

HILLSBOROUGH COUNTY: Edwards, Eaton, Sterling, Weilbrenner, Warren, Coburn, Roscoe N., Bridges, Wallin, Cobleigh, Laplante, Drabinowicz, Mason, Reynolds, Desmarais, Poliquin, Dionne, John B., Boisvert, Levesque, Dubois, Lavallee, Latour, Bednar, Gallagher, Keenan, Cares, Wright, John W., Jr., Graf, Ainley, Gordon, Charles F., Lang, Milne, Pettigrew, Barrett, Duhaime, Armand L., Cullity, McDermott, Corey, Manning, Thomas E., Casey, Clancy, Healy, Lomazzo, O'Connor, Thibeault, Leclerc, Bernier, Blanchard, Champagne, Cheverette, Delisle, Raiche, Derome, Walsh, Michael P., Belanger, Grady, Edward J., Sweeney, James A., Normand, Nalette, Al-

lard, Daniel, Lambert, Rousseau, Soucy, Charles A., Grady, Emmett J., McGrail, Vachon.

and the motion was lost.

The question now being on the committee amendment.

Amendment adopted by vv.

Rep. Davis spoke against the amendment.

Ordered to third reading by vv.

HB 148

relative to the business day of tax collector and contents of annual reports, Rep. Leavitt for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

RECESS

AFTER RECESS

HB 566

relative to unauthorized manufacture or possession of motor vehicle master keys. Rep. Charles F. Gordon for Insurance. Ought to pass with amendment.

AMENDMENT

Amend RSA 263:82-c as inserted by section 1 of the bill by striking out the words "five hundred" in line 2 and inserting in place thereof the words (one thousand) and by striking out the words "not more than one year" in the third line and inserting in place thereof the words (one to three years) so that said section as amended shall read as follows:

263:82-c Penalty. Any person who violates the provisions of this subdivision shall be fined not more than one thousand dollars or imprisoned one to three years or both.

* * *

Amendment adopted, ordered to third reading by vv.

HB 575

to require that motor vehicle liability policies be non-

cancellable for one year after issue. Rep. Ciborowski for Insurance. Inexpedient to legislate.

Resolution adopted by vv.

SB 106

relating to accepting certificates from insurance companies not authorized to do business in New Hampshire under the motor vehicle financial responsibility law. Rep. Shindledecker for Insurance. Ought to pass.

Ordered to third reading by vv.

HB 150

to establish a consumer counsel in the office of the attorney general. Rep. Sayer for Judiciary. Inexpedient to legislate.

Rep. Spitzli explained the reasons for the committee report.

(discussion ensued)

Rep. O'Neil moved that HB 150 be laid upon the table.

On a vv the motion was lost.

Rep. Raiche moved that HB 150 be made a special order for 11:01 Thursday next.

Rep. Pickett spoke in favor of the motion.

On a vv the motion was lost.

Rep. Pickett moved that the words, ought to pass, be substituted for the words, inexpedient to legislate and spoke in favor of the motion.

Rep. Sayer explained the bill and spoke against the motion.

(discussion ensued)

Rep. Gorham spoke against the motion.

On a vv the motion was lost.

Question being on the resolution as offered by the committee.

Resolution adopted by vv.

HB 417

to provide that a person who renders emergency care at the place of an emergency shall not be liable in a civil action

for damages. Rep. Gorham for Judiciary. Inexpedient to legislate; subject matter covered by other legislation.

Resolution adopted by vv.

HB 475

to provide immunity to registered nurses from civil liability in emergency cases. Rep. Frizzell for Judiciary. Ought to pass.

Rep. Healy moved that further consideration of HB 475 be indefinitely postponed and spoke in favor of the motion.

(discussion ensued)

Reps. Bernard, Frizzell, Rubin and Bednar spoke against the motion.

Rep. Healy spoke a second time on the motion.

On a vv the motion was lost.

Ordered to third reading by vv.

SB 19

to exempt persons from civil liability when giving emergency care. Rep. Healy for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Limitation of Actions. Amend RSA 508 by adding a new section at the end of the chapter as follows: 508:12 Emergency Care. If a person in good faith renders emergency care at the place of the happening of an emergency, without receiving any compensation for the care, to a person who is in urgent need of care as a result of the emergency, and if the acts of care are made in good faith and without willful or wanton negligence, the person who renders the care is not liable in civil damages for his acts or omissions in rendering the care, and provided further that any person rendering emergency care shall have the duty to place the injured person under the care of a physician, nurse, ambulance driver, or other person qualified to care for such person as soon as possible and to obey the instructions of such qualified person.

* * *

At the request of Rep. Bednar, Rep. Trowbridge explained the bill.

(discussion ensued)

Amendment adopted, ordered to third reading by vv.

HB 502

defining the meaning of a plea of nolo contendere. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1 Effect of Plea. Amend RSA 605 by inserting after section 5 the following new section: 605:6 Plea of Nolo Contendere. A plea of nolo contendere may be accepted in any criminal case and when such a plea is accepted, the court or justice may enter a finding of guilty upon such plea. Evidence of a plea of nolo contendere or of the finding entered thereon shall not be admissible in any civil action against the defendant.

* * *

Amendment adopted, ordered to third reading by vv.

SB 65

relative to destruction of superior court records in certain cases. Rep. Bingham for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 79

relative to fees for recording business corporations. Rep. Dube for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 408

relative to town road aid. Rep. Corriveau for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking all after the enacting clause and inserting in place thereof the following:

1 Town Road Aid. Amend RSA 241:2 (a) (supp) as amended by 1957, 273:3 and 1965, 261:1 by striking out in line two the words "one million two hundred fifty thousand dollars" and inserting in place thereof the words (one million four hundred thousand dollars) so that said subsection as amended shall read as follows: (a) Apportionment A. The commissioner shall apportion, on the basis of a sum of not less than one million four hundred thousand dollars, to each city, town and unincorporated place, an amount based on the proportion which the mileage of the regularly maintained Class IV and Class V highways in that city, town or unincorporated place as of January 1 of the previous year, bears to the total mileage of the regularly maintained Class IV and Class V highways in the state as of that date. Any city or town issuing bonds or long term notes to accelerate the improvement of its Class IV and Class V highways may apply any part of the funds herein apportioned, for a period not to exceed five years or with the approval of the commissioner for a period not to exceed ten years, to aid in the retirement of such bonds or notes.

2 Effective Date. This act shall take effect July 1, 1968.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 562

to provide for a tax on income was withdrawn by the Committee.

SB 117

relating to the taxation of transfers of certain estates. Rep. Joslyn for Ways and Means. Ought to pass.

Rep. Angus explained the bill.

Ordered to third reading by vv.

* * *

Rep. Stafford moved that the Rules of the House be so far suspended as to permit the committee on Public Works to hold a public hearing on HB 538 and HB 493 on Friday, May 5, and spoke in favor of the motion.

HB 538

to establish an outdoor advertising commission and to control the erection and maintenance of billboards and other outdoor advertising devices under its jurisdiction.

HB 493

relative to outdoor advertising on interstate highways and federal-aid highways.

(discussion ensued)

Reps. O'Neil and McMeekin spoke in favor of the motion.

Motion adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate Bills and House Joint Resolutions:

HB 242

relative to associations for rural electrification.

HB 288

making agreements for extensions of water mains with the Manchester Water Works an encumbrance on real estate.

HB 367

relative to jury service for women.

HJR 48

making appropriation for board of nursing education and nurse registration for out-of-state travel.

HB 22

to authorize nursing care at the Soldiers' Home.

HB 315

providing for an annual permit for registration of nurses.

SB 131

establishing the position of research assistant to the insurance commissioner.

SB 22

establishing the office of state geologist.

SB 110

to authorize cooperative banks and building and loan associations to make a service charge on defaulted accounts.

SB 111

to authorize cooperative banks and building and loan associations to secure loans by life insurance policies and by approved stocks, bonds, and notes.

HJR 47

providing a supplemental appropriation for the board of nursing education.

Idanelle Moulton, for the Committee.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 168

to reclassify a Class II highway in the town of Seabrook to a Class V highway.

HB 209

relative to voluntary corporations.

HB 219

directing a study of emergency communication devices along certain highways.

HB 422

relative to employment of registered architects and engineers on new state buildings.

HB 451

defining the word "spendthrift."

HB 465

repealing certain obsolete provisions of the laws relating to the superior court.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in

the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 92

to reclassify Class II highways in the town of Moultonboro to Class V highways.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Shannon Brook Road. After the effective date of this act, the 1.04 miles of Class II highway in the town of Moultonboro, known as the Shannon Brook Road, beginning at route N. H. 109 and running westerly to its end is classified as a Class V highway.

2 Birch Hill Road. After the effective date of this act, the .47 miles of Class II highway, known as the Birch Hill Road, in the town of Moultonboro, with its beginning at route N. H. 109 and running in a southwesterly direction to its end is hereby discontinued as a public highway and the premises and land contained within the confines and limits of said highway is hereby declared to be the property of, and all rights, title, and interest therein is hereby conveyed to Suissevale Incorporated of Moultonboro, New Hampshire, a New Hampshire corporation.

3 Effective Date. This act shall take effect sixty days after its passage.

On motion of Rep. Stafford the House concurred in the Senate amendment.

* * *

The Chair introduced Ex-Governor Wallace of Alabama as a guest of the House.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 454

relative to disposition of municipal records.

AMENDMENT

Amend sub-paragraph (g) of paragraph I of RSA 33-A:4 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

- (g) Note, bond and coupon Permanent Microfilm
register

Amend sub-paragraph (n) of paragraph I of RSA 33-A:4 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

- (a) Trust fund book Permanent Microfilm

Amend sub-paragraph (g) of paragraph II of RSA 33-A:4 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

- (g) Collector's deed for property Permanent Microfilm
purchased by town
- (j) Bills - property tax, head 6 years Destroy
and poll tax, special assessment,
water and miscellaneous receipts

On motion of Rep. Morrill the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 173

to establish an elevator inspection law. Ought to pass with amendment. (S.J. April 26, p. 741)

AMENDMENT

Amend section 1 of the bill by striking out RSA 157-A:17 as inserted by said section.

On motion of Rep. Stevenson the House non-concurred in the Senate amendment, and asked for a committee of conference.

The Chair appointed the following as conferees on the part of the House. Reps. Stevenson, MacFarlane and Belanger.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 340

to make it unlawful to use telephone facilities to abuse or annoy others.

AMENDMENT

Amend RSA 572:38-b as inserted by section 1 of the bill by striking out paragraphs II, III, IV and V and inserting in place thereof the following:

II. Any offense committed by the use of a telephone as set forth in this section may be deemed to have been committed either at the place where the telephone call originated or at the place where the telephone call was received.

III. The use of obscene, lewd, lascivious, or indecent language as made unlawful by paragraph I of this section is prima facie evidence of intent to annoy, abuse, torment, harass, disturb the peace or right of privacy of or to embarrass, or to terrify or intimidate or threaten another person.

IV. Any person violating any of the provisions of this section is guilty of a misdemeanor, and upon conviction, is subject to a fine of not more than two hundred dollars or to imprisonment for not more than six months, or both, in the discretion of the court, provided that if the telephone that is receiving the call is used as an emergency telephone to receive calls for police, medical or ambulance aid, for giving or receiving a fire alarm, or for civil defense use, the person found guilty may be punished by a fine of not more than five hundred dollars or by imprisonment for not more than one year, or both.

* * *

On motion of Rep. Spitzli the reading of the Senate amendment was dispensed with and Rep. Spitzli explained the amendment.

On motion of Rep. Spitzli the House concurred in the Senate amendment.

INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 82

relative to the federal-aid highways. To Public Works.

SB 121

relating to the definition of highways. To Public Works.

SB 137

requiring a foreclosure deed under a power of sale mortgage by the mortgagee to the purchasing party. To Judiciary.

SB 142

adopting the uniform act on status of convicted persons. To Judiciary.

SB 143

relating to the times and places of holding courts of probate for Hillsborough County. To Judiciary.

SB 147

relative to partial payment in redemption of real estate sold for taxes. To Judiciary.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit third reading of bills to be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

THIRD READINGS

HB 122

to provide for election of members of the board of education of the Union School District of Concord at the same time as the election of Concord city officials.

The question being, shall the bill be read a third time.

Rep. Alice Davis spoke against the passage of the bill.

Rep. Bingham moved that HB 122 be recommitted to the Committee.

The motion lost by vv.

HB 122 was read a third time, passed, and sent to the Senate for concurrence.

RECONSIDERATION

Rep. Donald Welch, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 122, and spoke against the motion.

Motion lost by vv.

THIRD READINGS CONTINUED

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 506

changing the date for filing annual reports of small loans companies.

HB 566

relative to unauthorized manufacture or possession of motor vehicle master keys.

HB 475

to provide immunity to registered nurses from civil liability in emergency cases.

HB 502

defining the meaning of a plea of nolo contendere.

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 114

relating to signatures on notes of banks.

SB 126

increasing the number of corporate members of the Merchants Savings Bank of Manchester, New Hampshire.

HB 148

relative to the business day of tax collector and contents of annual reports.

SB 106

relating to accepting certificates from insurance companies not authorized to do business in New Hampshire under the motor vehicle financial responsibility law.

SB 65

relative to destruction of superior court records in certain cases.

SB 79

relative to fees for recording business corporations.

SB 117

relating to the taxation of transfers of certain estates.

* * *

SB 19

to exempt persons from civil liability when giving emergency care, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

(Rep. Cobleigh in the Chair)

On motion of Rep. Greene the House adjourned at 3:53 P.M.

Thursday, May 4

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Almighty God,

Make us creative so that our actions will not burden future generations;

Make us conservative so that we will not squander the taxes of the people;

Make us perceptive so that we may properly weigh our necessities against the needs of others;

Make us liberal so that we may have the concern for the welfare and the health and employment of every human being.

We ask this in the Name of the Father, the Son and the Holy Spirit. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Tarbell led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Miss Peggy Wright, daughter of Rep. John W. Wright, Jr. and Captain William A. Romaine, USAF, a graduate student at George Washington University, courtesy of Rep. John W. Wright, Jr.

Mr. Randall Richardson, General Deputy of the New Hampshire State Grange, courtesy of Rep. Peabody.

Two Fourth Grade classes from Merrimack, courtesy of Reps. John W. Wright, Jr. and Cox.

LEAVES OF ABSENCE

Rep. Ackerson was granted leave of absence for the day on account of illness in the family.

INTRODUCTION OF BILLS

The following Bills and House Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 689

to provide a tax on the receipt of gross income. (Ciborowski of Rockingham Dist. 22 — To Ways and Means)

HB 690

relative to payment of costs in certain cases involving the so-called implied consent law. (Bednar of Hillsborough Dist. 23 — To Judiciary)

HB 691

relative to licenses to operate motor vehicles. (Graf of Hillsborough Dist. 26, Normandin of Belknap Dist. 9 — To Transportation)

HB 692

relative to the procurement of liability insurance in the operation of a ski tow at the Laconia State School. (Rules Committee for Rep. Dearborn of Belknap Dist. 9 — To Insurance)

HJR 76

in favor of Harrison M. Heath of Landaff (Rules Committee for Rep. Frazer of Grafton Dist. 5 — To Claims and Aeronautics)

COMMITTEE REPORTS

HB 202

to increase the salaries of certain state officers, Rep. Shirley Clark for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Unclassified Salaries. Amend RSA 94:1 as amended by

1955, 153:2; 321:1; 323:4, 6; 335:8; 1957, 90:1; 223:2; 274:4, 7; 315:2; 1959, 199:4; 268:12; 1961, 166:5; 221:4; 222:5; 223:4; 266:12; 1963, 39:2; 132:2; 209:2; 328:17; 303:14; 1965, 267:7 and 365:1 by striking out the same and inserting in place thereof the following: 94:1 Salaries Established. The annual salaries for the positions set forth shall be as follows:

	Minimum	Maximum
Governor		\$32,250
Chief justice, supreme court		27,050
Chief justice, superior court		23,650
Associate justice, supreme court (4)		23,650
Associate justice, superior court (7)		21,500
Judges, probate court (10)		6,500
Racing commissioners (3)		3,225
Sweepstakes commissioner, chairman		3,225
Sweepstakes commissioners (2)		2,580
State entomologist		3,500
Adjutant general	\$12,900	14,400
Assistant attorney general (6) *	9,800	14,800
Assistant bank commissioner	11,390	12,890
Assistant business supervisor	11,390	12,890
Assistant commissioner, public works and highways	16,125	17,625
Assistant to insurance commissioner	9,800	11,300
Assistant state librarian	9,800	11,300
Assistant superintendent, New Hamp- shire Hospital	18,600	21,600
Attorney general	17,200	18,700
Bank commissioner	14,515	16,015
Business supervisor	12,900	14,400
Chairman, water resources board	11,390	12,890
Clerk of supreme court and court reporter	14,515	16,015
Commandant, soldiers' home	8,600	10,100
Commissioner of agriculture	12,900	14,400
Commissioner of department of employment security	17,200	18,700
Commissioner of education	16,125	17,625
Commissioner of health and welfare	17,200	18,700
Commissioner of public works and highways	18,270	19,770

Commissioner of resources and economic development	16,125	17,625
Commissioner of safety	16,125	17,625
Comptroller	17,200	18,700
Coordinator of Federal Funds	13,000	15,500
Counsel, department of employment security	12,150	13,650
Deputy attorney general	14,515	16,015
Deputy bank commissioner	12,900	14,400
Deputy commissioner of education	12,900	14,400
Deputy commissioner of public works and highways	16,125	17,625
Deputy director, New Hampshire distributing agency	7,525	9,025
Deputy director of personnel	11,390	12,890
Deputy insurance commissioner	11,390	12,890
Deputy labor commissioner	8,600	10,100
Deputy registers of probate:		
Rockingham	5,900	7,400
Strafford	5,100	6,600
Belknap	5,100	6,600
Carroll	5,100	6,600
Merrimack	5,900	7,400
Hillsborough	6,800	8,500
Cheshire	4,600	5,900
Sullivan	4,600	5,900
Grafton	5,100	6,600
Coos	4,600	5,900
Deputy secretary of state	11,390	12,890
Deputy state treasurer	11,390	12,890
Deputy superintendent industrial school	8,600	10,100
Deputy superintendent, Laconia State School	16,300	18,800
Deputy warden, state prison	8,600	10,100
Director of aeronautics	12,900	14,400
Director, charitable trusts	4,840	6,340
Director of clinical services	16,300	18,800
Director of clinical and surgical services	16,300	18,800
Director of correctional psychiatry	16,300	18,800
Director, division of accounts	12,900	14,440
Director of division of economic development	12,900	14,440
Director, division of mental health	21,500	24,500

Director of division of parks	12,900	14,440
Director, division of public health services	16,125	17,625
Director, division of purchase and property	12,900	14,440
Director of division of resources and development	12,900	14,440
Director, division of welfare	12,900	14,440
Director of fish and game	12,900	14,440
Director of motor vehicles	11,390	12,890
Director, New Hampshire distributing agency	9,800	11,300
Director, out-patient services	16,300	18,800
Director of personnel	12,900	14,440
Director of probation	10,800	12,300
Director of psychiatric education and research	16,300	18,800
Director of records management and archives	8,600	10,100
Director of safety services	9,800	11,300
Director of state police	12,900	14,440
Director of technical institute	12,900	14,440
Director, veterans' council	8,600	10,100
Executive director, sweepstakes		21,500
Executive director, water pollution commission	15,750	17,250
General counsel, department of employment security	12,900	14,440
Insurance commissioner	14,515	16,015
Labor commissioner	11,390	12,890
Liquor commissioner, chairman	12,150	13,650
Liquor commissioners (2)	11,390	12,890
Parole officer	9,800	11,300
Public utilities commission, chairman	13,910	15,410
Public utilities commissioners (2)	12,900	14,440
Registers of probate:		
Rockingham		5,100
Strafford		4,900
Belknap		4,900
Carroll		4,900
Merrimack		5,100
Hillsborough		5,300
Cheshire		4,500

Sullivan		4,500
Grafton		4,900
Coos		4,500
Secretary of state	14,515	16,015
Secretary, tax commission	14,515	16,015
Senior psychiatrist	15,300	17,600
State fire marshal	9,800	11,300
State librarian	11,390	12,890
State treasurer	14,515	16,015
State veterinarian	9,800	11,300
Superintendent, industrial school	14,515	16,015
Superintendent, Laconia state school	16,125	17,625
Superintendent, New Hampshire hospital	20,000	23,000
Superintendent, state sanatorium	14,515	16,015
Tax commissioner (2)	11,390	12,890
Warden, state prison	14,515	16,015

* Notwithstanding the provisions of any other statute, the pay range for the assistant attorneys general shall be as set forth in this act.

Officials named in this section shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and in accordance with RSA 94:3. Racing commissioners, sweepstakes commissioners, and the state entomologist only excepted, any official whose salary upon placement in the new salary range is less than that of a subordinate classified employee in his department shall be placed at the next higher step in range above said subordinate classified employee and shall be entitled to any increase provided for herein until the maximum is reached.

Notwithstanding any other provisions of law to the contrary, the salaries of judges of probate court, deputy registers of probate, and registers of probate shall be as set forth above.

2 Appropriation. There is hereby appropriated for the fiscal year ending June 30, 1968 for salary increases provided in section 1 of this bill the following sums: one hundred twenty-six thousand, twenty-nine dollars from the general funds of the state; ten thousand, three hundred and seventy-five dollars from highway funds; nine hundred and forty dollars from fish and game funds; seven thousand, six hundred and five dollars from special funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1969.

3 Effective Date. This act shall take effect July 1, 1967.

* * *

Rep. Elmer Johnson spoke against the bill.

Rep. Shirley Clark explained the bill.

Rep. Cobleigh explained the amendment and spoke in favor of the bill as amended.

(discussion ensued)

Rep. Bradley spoke against the amendment.

Rep. O'Neil spoke in favor of the amendment.

Amendment lost by vv.

HB 202

was referred to Appropriations under the rules.

HB 234

to increase the salary of the director of probation. Rep. Shirley Clark for Executive Departments and Administration. Inexpedient to legislate; subject covered in HB 202.

Resolution adopted by vv.

HB 529

relative to the charter of the First or North Parish in Portsmouth. Rep. Julia White for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

SB 59

transferring the position of coordinator of federal funds to the office of the governor, and advising departments, cities and towns on available federal funds. Rep. Rossley for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

SB 8

relative to negligent or careless shooting of human beings. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act

relative to careless shooting of human beings.

Amend section 1 of the bill by striking out the words "negligently or" in line 4 and line 10; the words "negligently and" in line 15, and by adding at the end thereof the words (for a period of ten years from the date of conviction in such other state) so that said section as amended shall read as follows:

1 Accidents. Amend RSA 207:37 by striking out said section and inserting in place thereof the following: 207:37 Shooting Human Beings. Any person, while on a hunting trip, or in pursuit of wild animals or wild birds, who carelessly shoots and wounds or kills any human being, shall be fined not more than five hundred dollars or imprisoned not more than twelve months, or both, and in addition thereto his license shall be revoked and he shall not be granted a license to hunt for a period of ten years. After ten years from the date of revocation his license to hunt may be restored at the discretion of the director and the commission. Any person while in woodlands as defined in section 33 who carelessly shoots and wounds or kills any human being shall not be issued a license to hunt or if he holds a hunting license said license shall be revoked and he shall not be granted a license to hunt for a period of ten years. After ten years from the date of revocation he may be granted a license to hunt at the discretion of the director and the commission. Persons convicted of carelessly shooting and wounding or killing a human being while hunting in another state shall not be issued a license to hunt in this state for a period of ten years from the date of conviction in such other state.

* * *

Amendment adopted, ordered to third reading by vv.

HB 443

to remove residence requirements for appointment of sales agents in state liquor stores. Rep. Collishaw for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An Act

to remove certain residence requirements for appointment of sales agents in state liquor stores.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Liquor Commission. Amend RSA 177:2 by striking out said section and inserting in place thereof the following: 177:2 Operation of State Stores, Sales Agents. The commission may in its discretion operate stores for the sale of liquor in such cities and towns as shall have accepted the provisions hereof as hereinafter provided, and, subject to the state personnel regulations, and within the limits of available appropriations and funds, may appoint sales agents to sell liquor in said stores. Any sales agent appointed for any store shall have been a resident of the county where said store is located for at least six months prior to said appointment. The salaries of such sales agents shall not be governed by the amount of sales. No sales agent authorized to sell liquor under the provisions hereof, shall sell liquor except such as may be legally obtained under the provisions of this title.

* * *

Rep. Collishaw explained the bill.

Amendment adopted, ordered to third reading by vv.

SB 28

providing special liquor licenses for certain ski areas. Rep. Collishaw for the majority Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the word "two" in line 13 and inserting in place thereof the word (three) so that said section as amended shall read:

1 Liquor Licenses. Amend RSA 178 by inserting after section 5-a as inserted by 1961, 137:1 the following new section:

178:5-b Ski Areas. The commission may issue a special license to any operator of a ski area, or his designee, which area is equipped by at least any one of the passenger tramway devices as defined in RSA 225-A:2, I (a) through (e) inclusive. Such special license shall permit the licensee to serve liquor and beverages to patrons in such rooms located at the said ski area as may be designated by the commission and only during the hours set by the commission for such service in restaurant cocktail lounges. The commission may grant, regulate, suspend or revoke said special license without affecting any other license or permit which may have been granted by said commission. The fee for any such special license shall be three hundred dollars a year.

* * *

SB 28

providing special liquor licenses for certain ski areas. Rep. Christie for the minority. Ought to pass.

The reports were accepted.

At the request of Rep. Bednar, Rep. Collishaw explained the majority amendment.

(discussion ensued)

Rep. deBlois moved that further consideration of SB 28 be indefinitely postponed and spoke in favor of the motion.

Reps. Bednar and Guild spoke in favor of the motion.

Reps. Stevenson and LaFrance spoke against the motion.

(discussion ensued)

At the request of Rep. Bradley and deBlois, Rep. Stevenson answered questions.

Rep. Blanchard moved that SB 28 be recommitted to the Committee on Liquor Laws and spoke in favor of the motion.

Reps. Bednar, Enwright, Marcotte and Collishaw spoke against the motion.

(discussion ensued)

Rep. Lambert moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion of Rep. Blanchard that SB 28 be recommitted.

Motion lost by vv.

The question now being shall SB 28 be indefinitely postponed.

Motion lost by vv.

Rep. Guild requested a division.

98 members having voted in the affirmative, and 214 members having voted in the negative, the motion to indefinitely postpone was lost.

The question now being on the majority amendment.

Amendment adopted by vv.

Rep. Williamson offered the following amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the words "operator of a" in line 4 the word (non-state-owned) and by striking out the word "two" in line 13 and inserting in place thereof the word (three) so that said section as amended shall read:

1 Liquor Licenses. Amend RSA 178 by inserting after section 5-a as inserted by 1967, 137:1 the following new section: 178:5-b Ski Areas. The commission may issue a special license to any operator of a non-state-owned area, or his designee, which area is equipped by at least any one of the passenger tramway devices as defined in RSA 225-A:2, I (a) through (e) inclusive. Such special license shall permit the licensee to serve liquor and beverages to patrons in such rooms located at the said area as may be designated by the commission and only during the hours set by the commission for such service in restaurant cocktail lounges. The commission may grant, regulate, suspend or revoke said special license without affecting any other license or permit which may have been granted by said commission. The fee for any such special license shall be three hundred dollars a year.

The Clerk read the amendment in full.

Rep. Williamson explained the amendment.

(discussion ensued)

Amendment lost by vv.

Rep. O'Neil requested a division.

182 members having voted in the affirmative and 113 members having voted in the negative, the amendment was adopted, ordered to third reading by vv.

RECESS

AFTER RECESS

HB 410

in increase the public revenue from the tax on tobacco. Rep. Angus for Ways and Means. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Tax Increase. Amend RSA 78:7 (supp) as amended by 1955, 256:1, 1965, 132:1 by striking out in lines two and sixteen the word "twenty-one" and inserting in place thereof the word (twenty-six) so that said section as amended shall read as follows: 78:7 Tax Imposed. A tax upon the retail consumer is hereby imposed at the rate of twenty-six per cent upon the value of all tobacco products sold at retail in this state measured by the usual selling price. The payment of the tax shall be evidenced by affixing stamps to the smallest packages containing the tobacco products in which such products usually are sold at retail, but the word "package" as used herein shall not include individual cigars, cigarettes, or plugs or hanks of chewing tobacco, and such stamps shall be affixed in denominations of not less than one-half cent to an aggregate value nearest the tax hereby imposed. No tax is imposed on any transaction, the taxation of which by this state is prohibited by the constitution of the United States. Each unclassified importer shall within twenty-four hours after receipt of any unstamped tobacco prod-

ucts in this state notify the tax commission of the amount and brands of tobacco products received and the name and address of the consignor. The tax commission, thereupon, shall notify the unclassified importer of the amount of the tax due thereon, at the rate of twenty-six per cent of the value thereof. Payment of the amount due the state shall be made within ten days from the mailing date of the notice thereof. Any unclassified importer refusing to pay the tax on tobacco products imported by him within ten days after being notified of the amount of said tax by the tax commission, shall be subject to a fine of not less than twenty-five dollars or more than one hundred dollars.

* * *

Rep. Angus explained the amendment.

Reps. Cobleigh, Pickett and Maloomian spoke again + the amendment.

(discussion ensued)

Rep. D'Amante spoke in favor of the amendment.

(discussion ensued)

Rep. George White moved that HB 410 be laid upon the table and subsequently withdrew his motion.

Rep. Guild spoke in favor of the amendment.

Rep. Bridges spoke against the amendment.

(discussion ensued)

Rep. Trowbridge spoke in favor of the amendment.

Rep. Logan spoke against the bill.

Rep. George White moved that HB 410 be laid upon the table.

Motion lost by vv.

The question being on the amendment as offered by the committee.

Rep. O'Neil requested a division.

67 members having voted in the affirmative and 261 members having voted in the negative, the amendment was lost.

Rep. Angus offered the following amendment.

AMENDMENT

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Discount Deduction. Amend RSA 78:9 (supp) as amended by 1965, 132:2 by striking out in line five the word "four" and inserting in place thereof the word (three and one-half) so that said section as amended shall read as follows: 78:9 Stamps. The tax commission shall secure stamps, of such design and denomination as it shall prescribe, suitable to be affixed to packages of tobacco products, as evidence of the payment of the tax imposed by this chapter. The commission shall sell such stamps to licensed manufacturers, wholesalers and subjobbers at a discount of three and one-half percent of their face value to encourage manufacturers, wholesalers and subjobbers to affix such stamps and compensate them for so doing, and to licensed vending machine operators and retailers at their face value. The tax commission may in its discretion permit a licensed manufacturer, wholesaler, sub-jobber, vending machine operator or retailer to pay for such stamps within thirty days after the date of purchase, provided a bond satisfactory to the tax commission in an amount not less than the sale price of such stamps shall have been filed with the commission, conditioned upon the payment of such stamps. The tax commission shall keep accurate records of all stamps sold to each manufacturer, wholesaler, sub-jobber, vending machine operator and retailer and shall pay over all receipts from the sale of such stamps to the state treasurer daily.

* * *

On motion of Rep. Angus reading of the amendment was dispensed with.

Motion adopted by vv.

Rep. Angus explained the amendment.

Amendment adopted by vv. Referred to Appropriations under the Rules.

* * *

Reps. deBlois, Guild, Brocklebank, Barron and Stratton wished to be recorded as voting against the 2 cent tax on cigarettes.

Rep. Eaton moved that the Rules of the House be so far suspended as to vacate the reference of HB 410 to Appropriations committee and that the bill be placed on third reading and final passage by title only at the present time and spoke in favor of the motion.

Motion adopted by vv.

THIRD READING

HB 410

to increase the public revenue from the tax on tobacco, was read a third time, passed and sent to the Senate for concurrence.

RECONSIDERATION

Rep. Angus having voted with the majority, moved that the House reconsider its action whereby it passed HB 410 and spoke against the motion.

Motion lost by vv.

COMMITTEE REPORTS (cont.)

HB 563

to annex the Isles of Shoals to the town of Rye. Rep. Sheldon Barker for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 372

relative to neglected and abused children. Rep. Maxham for Public Welfare and State Institutions. Ought to pass with amendment.

AMENDMENT

Amend the amending clause of section 1 by striking out the figure "28" so that said clause as amended shall read as follows:

1 Neglected and Abused Children. Amend RSA 571:25, 26, 27 and 29 (supp) as inserted by 1965, 193:1 by striking out said sections and inserting in place thereof the following:

Amend RSA 571:25 as inserted by section 1 by striking out the same and inserting in place thereof the following:

571:25 Purpose. The purpose of this subdivision is to provide for the protection and welfare of neglected children and children who have had physical injury inflicted upon them and who may be further threatened by the conduct of those responsible for their care and protection. Physicians who become aware of such cases shall report them to the bureau of child welfare of the division of welfare of the department of health and welfare which shall notify the appropriate police authority of all reports of abuse thereby causing the protective services of the state to be brought to bear in an effort to protect the health and welfare of these children and to prevent further abuses. For the purposes of this subdivision the definition of "neglected child" in RSA 169:2-I shall be deemed to apply; provided, however, no child who in good faith is under treatment solely by spiritual means through prayer in accordance with the tenets and practices of a recognized church or religious denomination by a duly accredited practitioner thereof shall, for that reason alone, be considered to be a neglected child under any provision of this Act.

* * *

Amendment adopted, ordered to third reading by vv.

HB 450

establishing an office of mental retardation in the office of the director of the division of mental health. Rep. Gaskill for Public Welfare and State Institutions. Ought to pass with amendment.

AMENDMENT

Amend RSA 126-A:37 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

126-A:37 Staff of Office. The staff of the office of mental retardation shall consist of the following positions: One chief of the office of mental retardation, one coordinator for mental retardation services, one regional coordinator for mental retardation, and one clerk stenographer II.

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Appropriation. The sum of seventeen thousand two hundred eighty-four dollars and six cents for the period from January 1, 1968 to June 30, 1968 and the sum of thirty-five thousand eight hundred sixty dollars and eighty-one cents for the fiscal year ending June 30, 1969, are hereby appropriated as follows:

	1968	1969
<i>Personnel Services</i>		
Chief of the office of mental retardation — grade 32	\$5,607.55	\$11,772.54
Coordinator for mental retardation services — grade 25	4,150.12	8,549.49
Clerk-Stenographer II — grade 7	1,915.05	3,831.10
Regional Coordinator for mental retardation services — grade 18	3,291.34	6,582.68
Total Personnel Services	\$14,964.06	\$30,735.81
<i>Current Expenses</i>		
Supplies	\$250.	\$900.
Telephone	300.	600.
Postage	200.	400.
Contractual Repairs, Machinery & Equipment	50.	150.
Miscellaneous	100.	250.
Total Current Expense	\$900.	\$2,300.
<i>In-State Travel</i>		
Meals	\$300.	\$600.
Hotel	50.	100.
Mileage, private car	600.	1,200.
Miscellaneous	25.	25.
Total In-State Travel	\$915.	\$1,925.
<i>Out-of-State Travel</i>		
Common Carriers	\$250.	\$500.
Meals	50.	125.
Hotel	75.	150.

Mileage, private car	70.	125.
Total Out-of-State travel	\$445.	\$900.
Total Office of Mental Retardation	\$17,284.06	\$35,860.81

* * *

Amendment adopted. Referred to Appropriations under the Rules.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 235

amending the hazardous substance law to include hazardous toys and articles intended for children.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 37

providing that by agreement examination of a banking institution may be made by the Bank Commissioner.

AMENDMENT

Amend the bill by striking out section 2 and inserting in place thereof the following sections:

2 Collection of Cost of Examinations. Amend RSA 383:11 as amended by 1959, 268:1 and 269:1, 2; 1961, 224:3, 225:3; 1963, 198:1, 2, 199:2; 1965, 239:4, 282:4 by striking out the same and inserting in place thereof the following:

383:11 Payment of Cost of Examination. The bank commissioner, shall, each fiscal year, charge and collect from the institutions, the condition and management of which he is required to examine under the provisions of section 9, as the total cost of such examinations, a sum equal to the difference

between the total amount appropriated for the bank commissioner's department and the amount therein appropriated for the salary of the commissioner. Said sum shall be collected as follows:

I. From each such institution examined a sum equal to the product of the average daily rate of pay of all examining personnel employed in making examinations pursuant to the provisions of section 9, multiplied by the number of man days devoted to the examination of the particular institution, provided, however, that no such institution shall be charged or pay for less than one full day.

II. The balance of said sum remaining after the charges provided for in paragraph I have been deducted from the total sum shall be charged and collected as follows: each institution required to be examined under the provisions of section 9 shall be charged and pay such proportion of said balance as its assets bear to the total assets of all such institutions as shown by their reports to the commissioner as of the thirtieth day of June preceding such charges.

III. Payments of the charges provided for by paragraphs I and II shall be made within thirty days of receipt of the notice thereof.

IV. Any excess collected in any fiscal year under the provisions of this section shall be used to reduce the sum required to be collected in the next succeeding fiscal year.

3 Effective Date. This act shall take effect sixty days after its passage.

* * *

On motion of Rep. Bigelow the reading of the amendment was dispensed with.

Rep. Bigelow explained the amendment.

(Rep. Cobleigh in the Chair)

On motion of Rep. Bigelow the House concurred in the Senate amendment.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in

the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 263

relating to gifts of personal property to the state.

AMENDMENT

Amend the bill by inserting after section 1 the following new section:

2 Effective Date. This act shall take effect sixty days after its passage.

* * *

On motion of Shirley Clark the House concurred in the Senate amendment.

* * *

The Senate refuses to concur with the House of Representatives in the adoption of the amendment to the following entitled bill sent up from the House of Representatives.

SB 57

relative to suspension of drivers' licenses.

and requests a Committee of Conference; the President has appointed as members of said Committee of Conference on the part of the Senate Sens. Koromilas and Leonard.

On motion of Rep. Spitzli the House acceded to the request of the Senate for a committee of conference on SB 57 and the Chair appointed Reps. Spitzli, Pryor and Lomazzo as conferees on the part of the House.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 130

relative to dividends of credit unions.

and the President has appointed as members of said Committee on the part of the Senate: Sens. Buchanan and Lamontagne.

* * *

INTRODUCTION OF SENATE BILL

A Senate bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SB 61

relative to dissolution of village districts. To Judiciary.

RESOLUTIONS

Reps. Shirley Clark and Rossley, for Executive Departments and Administration, offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the passing of Mrs. Josephine Ratoff, mother of our fellow Representative Ratoff of Hampton, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, do hereby extend our sincere sympathy to Representative Ratoff in his loss, and be it further

Resolved, that a copy of these Resolutions be transmitted to him.

* * *

Resolutions adopted by vv.

Reps. Cecil Dame and Gerber, for the Portsmouth Delegation, offered the following resolution:

RESOLUTIONS

Whereas, we have learned with grief of the death in Viet Nam of PFC Ronald R. Cormier of the Marine Corp, the son of Joseph O. Cormier of Elliot, Maine and Mrs. Louise Paquette Bishop of Portsmouth, and

Whereas, Private Cormier has made the supreme sacrifice for his country, bringing honor to his country, state and city, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby pay tribute to the memory of this young man and extend our heartfelt sympathy to his family, and be it further

Resolved, that a copy of these Resolutions be transmitted to his mother Mrs. Louise P. Bishop.

* * *

Resolutions adopted by vv.

Reps. Cate, York and Mattice offered the following resolution:

RESOLUTIONS

Whereas, we have learned with grief of the death in Viet Nam of Marine Sgt. Kenneth W. Orton, Jr. of Penacook, and

Whereas, Sgt. Orton has made the supreme sacrifice for his country, bringing honor to his country, state and city, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby pay tribute to the memory of this young man and extend our heartfelt sympathy to his family, and be it further

Resolved, that a copy of these Resolutions be transmitted to his wife, Barbara Gray Orton.

* * *

Resolutions adopted by vv.

Rep. Stafford, for the Belknap County Delegation, offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Michael J. Carroll, former Representative from Laconia, and

Whereas, Mr. Carroll served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Carroll, and be it further

Resolved, that a copy of these Resolutions be transmitted to his son, James Carroll.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Colbath the Rules of the House were so far suspended as to permit the Strafford County Delegation to hold a public hearing on a non-legislative day.

* * *

On motion of Rep. O'Neil the Rules of the House were so far suspended as to allow the following public hearings to be held on non-legislative days:

By the Lebanon Delegation on Monday, May 8 at the Lebanon High School Cafetorium; by the Nashua Delegation on Monday, May 8 at the Nashua City Hall and by the Strafford County Delegation on Monday, May 8 at the Dover Court House.

* * *

The Chair announced birthdays of Rep. Helen Barker and Rep. James Sweeney today.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit third reading of bills by title only, and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 529

relative to the charter of the First or North Parish in Portsmouth.

HB 443

to remove certain residence requirements for appointment of sales agents in state liquor stores.

HB 563

to annex the Isles of Shoals to the town of Rye.

HB 372

relative to neglected and abused children.

SB 59

transferring the position of coordinator of federal funds to the office of the governor, and advising departments, cities and towns on available federal funds, was read a third time, passed, and sent to the Secretary of State to be engrossed.

The following Senate bills were read a third time, passed, and sent to the Senate for concurrence in the House amendments:

SB 8

relative to careless shooting of human beings.

SB 28

providing special liquor licenses for certain ski areas.

* * *

RECONSIDERATION

Rep. Christie, having voted with the majority, moved that the House reconsider its vote whereby it passed SB 28 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. McDonough of Newcastle the House adjourned at 5:03 P. M.

Tuesday, May 9

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain Daniel Novotny of the Durham Community Church.

Almighty and Eternal God, from whom we come and to whom we belong, we come to Thee in adoration and praise. We give Thee thanks for the heritage of faith and freedom which is ours. Give us a sense of responsibility and opportunity.

We thank Thee for the structures of our society — for government and law. Help us to make these a true reflection of Thy will and the will of the people.

Give us courage to meet seriously the needs of our time and place. May we be unshaken in our purpose to spread more fully the opportunities of freedom to all Thy children. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Crouch led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of 4th grade pupils from Merrimack with their chaperones, courtesy of The Merrimack Delegation.

Bruce G. Brown of Seabrook, courtesy of Rep. Hamel.

A group of 4th graders with their teachers and chaperones from The Barrington School, courtesy of Rep. Berry.

Miss Carol Lewis of Nashua, State Spelling Bee champion, courtesy of Reps. Keeney and Wallin.

Mrs. Albert Roy of Salem, courtesy of Rep. Gelt.

Mr. Pat Fuller from Hampton Beach, courtesy of Rep. Lamazzo.

The Civics Class from Nute High School in Milton with their teacher, Bradford York, courtesy of Rep. Dawson.

Former Representative from Manchester, Thomas E. Bartlett, courtesy of Rep. O'Neil.

John Rodat, President of Student Senate at the University of New Hampshire.

LEAVES OF ABSENCE

Reps. Roby and Normandin were granted leave of absence for the day on account of illness.

Rep. Robert Brown was granted leave of absence for today and tomorrow on account of important business.

Reps. Balomenos and Graf were granted leave of absence for the week on account of important business.

Reps. Taylor and Walsh were granted indefinite leave of absence on account of illness.

QUALIFIED

Rep. Hebert W. Landrigan appeared before Governor King and was sworn in as Representative for District No. 12, Rockingham County.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 693

relating to the powers of the mayor of Manchester. (Capistran of Hillsborough Dist. 38 — To Manchester Delegation)

HB 694

providing compensation for the board of recreation trustees in the city of Manchester. (Raiche of Hillsborough Dist. 34 — To Manchester Delegation)

HB 695

prescribing order of names of candidates for the same office in multi-member representative districts. (Keeney of Hillsborough Dist. 23 — To Judiciary)

HB 696

providing for the integration of the city of Manchester non-contributory pension systems with old age and survivors insurance. (Walsh of Hillsborough Dist. 31, Manning of Hillsborough Dist. 31, and Pratt of Hillsborough Dist. 29 — To Manchester Delegation)

HB 697

authorizing the liquor commission to require that certain delinquent beverage permittees purchase beverages on a cash payment basis. (Christie of Hillsborough Dist. 12 — To Liquor Laws)

HB 698

providing for area industrial agents in the industrial development section of the division of economic development. (Downing of Sullivan Dist. 6, and Saggiotes of Sullivan Dist. 6 — To Resources, Recreation and Development)

HB 699

providing grants to school districts toward teachers' salaries. Williamson of Sullivan Dist. 9 — To Education)

HB 700

to sever certain homesteads from school district no. 12 in the town of Bradford and annex the same to school district no. 3 in the town of Newbury, for school purposes. (Rules Committee for Rep. Sherman of Merrimack Dist. 2 — To Education)

HB 701

relative to the operation of motorcycles. (Bridges of Hillsborough Dist. 13, and Barker of Hillsborough Dist. 15 — To Transportation)

COMMITTEE REPORTS

HB 571

relative to the establishment of conservation districts. Rep. Ellms for Agriculture. Ought to pass with amendment.

AMENDMENT

Amend paragraph I of 430-B:4 as inserted by section 1 of the bill by inserting after the word "formulating" the word (and) so that said paragraph as amended shall read as follows:

I. Offer assistance to the supervisors of districts in formulating and carrying out any of their programs.

Amend paragraph III of 430-B:4 as inserted by section 1 of the bill by inserting after the word "far" in the first line of the word (as) so that said paragraph as amended shall read as follows:

III. Coordinate the programs of the several districts so far as this may be done by advice and consultation.

Amend the bill by inserting after section 2 a new section to read as follows:

3 Appropriation. There is hereby appropriated for salary, clerical help, and necessary expenses, including travel of an executive secretary to the state conservation committee, for the administration of this chapter, the sum of twelve thousand five hundred dollars (\$12,500) for the fiscal year ending June 30, 1968 and the sum of twelve thousand five hundred dollars (\$12,500) for the fiscal year ending June 30, 1969. The governor is hereby authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

Further amend the bill by renumbering section 3 to read section 4.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 511

increasing the authorized debt limit of Plymouth School District. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

HB 530

relative to the financing of the construction of a continuing education center and a building to house the Whittemore School of Business and Economics at the University of New Hampshire to be liquidated from income. Rep. Berry for Education. Ought to pass.

Referred to Appropriations under the Rules.

HB 548

extending the powers of the coordinating board of advanced education and accreditation. Rep. Berry for Education. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 1 the following new section to read as follows:

2 Application for Establishment. Amend RSA 292:8-f as inserted by 1965, 44:1 by striking out the words "Such application shall be made at least four months prior to the legislative session," in lines 4 and 5 so that said section as amended shall read:

292:8-f. Submission of Plans. Any person desiring to establish an institution of higher learning shall submit to the board, at the time approval is requested for its articles of incorporation, its plans which shall be evaluated by the board prior to granting its certificate. Such evaluation shall include among other things the adequacy of the buildings or proposed buildings, instructional facilities and provisions for safety and well-being of its students, the qualifications of the faculty; the character of the program of studies and the adequacy of financial resources.

Further amend by renumbering section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

SB 159

authorizing the creation of the New Hampshire Vermont District of the Unitarian Universalist Association. Rep. Greeley for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 222

relative to counting ballots at elections. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Counting Ballots. Amend RSA 59:69-a (supp) as inserted by 1963, 285:1 by striking out said section and inserting in place thereof the following:

59:69-a Nominees of More Than One Party. In the case of a candidate who is nominated by more than one party and whose name appears on the ballot, that candidate shall receive one vote under the following conditions:

I. When the total number of votes cast for the particular office for which the nominee is a candidate does not exceed the number of candidates to be elected for that office and the nominee has:

(a) A write-in vote and/or a vote under more than one party label then one vote shall be counted for the nominee and credited to the party to which the nominee is registered;

(b) A write-in vote and a vote under the party to which the nominee is registered then one vote shall be counted for the nominee and credited to the party to which the nominee is registered;

(c) A write-in vote and a vote under a party label in which the nominee is not registered then one vote shall be counted for the nominee and credited to the party under which the vote was cast having a party label;

(d) Any single vote cast under a party label for said nominee shall be credited to the nominee and to the party under which the vote was cast;

(e) Any single write-in vote shall be credited to the party under which the nominee is registered.

II. For the purposes of this section to determine if the number of candidates voted for have exceeded the number of candidates to be elected, the name of any particular candidate shall be counted only once.

2 Biennial Election. Amend RSA 59 by inserting after section 69-a (supp) as inserted by 1963, 285:1 and as hereinabove amended the following new section: 59:69-b Write-in Votes. In the case of a write-in vote for a candidate whose name appears on the ballot as the nominee of a party for the same office, said write-in vote shall not be counted as an additional

vote for said candidate but the said individual ballot shall be counted as only one vote for the same person for the same office.

3 Effective Date. This act shall take effect sixty days after its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 225

to give municipal and district courts discretionary power to suspend operators' licenses in limited cases. Rep. Frizzell for Judiciary. Inexpedient to legislate; subject matter covered by other legislation.

Resolution adopted by vv.

HB 264

to authorize courts to revoke motor vehicle licenses for cause. Rep. Normandin for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 by striking out the same and inserting in place thereof the following:

1 Authorization. Amend RSA 262 by inserting after section 44 as inserted by 1965, 274:2 the following new section: 262:45 Revocation by Justices. Any justice of a district or municipal court or of the superior court may suspend or revoke any license issued to any person after a conviction of a violation under the provisions of this title after due hearing, for any cause which he may deem sufficient, and for a period not to exceed fifteen days there shall be a right of appeal to the superior court.

Further amend the bill by striking out section 2 and renumber section 3 to read section 2.

* * *

Amendment adopted, ordered to third reading by vv.

HB 419

to establish a department of adult correction. Rep. Palmer for Judiciary. Inexpedient to legislate.

Rep. Spitzli explained the report of the committee.

Rep. Cochrane moved that the words, ought' to pass, be substituted for the report of the committee, inexpedient to legislate and spoke in favor of the motion.

Rep. Gorham moved that further consideration of HB 419 be indefinitely postponed and spoke in favor of the motion.

Rep. Wallin spoke against the motion to indefinitely postpone.

Rep. Brungot spoke in favor of the motion.

(discussion ensued)

Rep. Stratton moved the previous question and it was sufficiently seconded.

The question now being shall the main question be put.

Motion adopted by vv.

The question now being on the motion that further consideration of HB 419 be indefinitely postponed.

Motion adopted by vv.

Rep. MacFarlane wishes to be recorded as voting in favor of the motion.

SB 88

ratifying the New England Compact on Radiological Health Protection. Rep. Rubens for Public Health. Ought to pass.

Ordered to third reading by vv.

HB 489

authorizing the licensing of motor vehicle dealers and motor vehicle salesmen. Rep. McQuade for Transportation. Inexpedient to legislate.

At the request of Rep. Stevenson, Rep. Stephen Smith explained the bill.

(discussion ensued)

Resolution adopted by vv.

Rep. Stafford abstained from voting under Rule 16.

ENGROSSED BILLS COMMITTEE REPORTS

HB 263

relating to gifts of personal property to the state, Rep. Moulton for Engrossed Bills committee. Ought to pass with amendment, Joint Rule 15.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

relating to gifts of personal property to the state, to be used relative to historic sites or technical institutes or vocational-technical institutes.

Amend section 1 of the bill by striking out lines two and three and inserting in place thereof the following:

8 the following new section: 4:8-a Gifts for Historic Sites and Technical Institutes or Vocational-Technical Institutes. The governor and council may, by executive order

Further amend section 1 of the bill by striking out line 18 and inserting in place thereof the following:

institutes or vocational-technical institutes authorizing the commissioner of education to make accept-

* * *

On motion of Rep. Clark the House concurred in the amendment.

HB 92

to reclassify Class II highways in the town of Moultonboro to Class V highway, Rep. Moulton for Engrossed Bills committee. Ought to pass with amendment, Joint Rule 15.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

to reclassify the Class II highway, the Shannon Brook Road, in

the town of Moultonboro to a Class V highway; and to discontinue the Class II highway, the Birch Hill Road, so-called.

* * *

On motion of Rep. Stafford the House concurred in the amendment.

SB 79

relative to fees for recording business corporations. Rep. Moulton for Engrossed Bills Committee. Ought to pass with amendment, Joint Rule 15.

AMENDMENT

Amend section 1 of the bill by striking out the first line and inserting in place thereof the following:

1 Business Corporations. Amend RSA 294:113 as amended by 1955, 171:3 by striking out said

* * *

On motion of Rep. Spitzli the House concurred in the amendment.

SENATE MESSAGE

The Senate has voted to accede to the request of the House of Representatives for Committees of Conference on the following entitled bills:

HB 178

relative to use of electric fences.

and the President has appointed as members of said Committee on the part of the Senate: Sen. Townsend and Sen. Riley.

* * *

HB 173

to establish an elevator inspection law.

and the President has appointed as members of said Committee on the part of the Senate: Sen. Bradshaw and Sen. Lamontagne.

COMMITTEE OF CONFERENCE REPORT

HB 178

The Committee of Conference to whom was referred House Bill No. 178, An Act relative to use of electric fences, having considered the same report the same with the following recommendations:

That the House recede from its position of nonconcurrence in the Senate amendment, that the Senate recede from its position in adopting its amendment to the bill and that the House and Senate concur in the adoption of the following amendments to the bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act

relative to the sale and use of electric fence controllers.

Amend the bill by striking out sections 1 and 2 and inserting in place thereof the following:

1 Requirements. Amend RSA 158 by inserting after section 25 the following new subdivision:

Electric Fence Controllers

158:26 Sale and Use. No person or individual shall sell, utilize, install or have installed within this state equipment, devices or methods whereby fence wires may be energized with electricity unless a standard type of controller is used which has the approval of the underwriters laboratories or the state fire marshal's office, or both. All existing fence controllers shall conform to the requirements of this section not later than one year from the effective date of this act. Enforcement of this act shall be the responsibility of the fire control board.

158:27 Penalty. Any violation of the provisions of section 26 shall be punished by a fine of not more than one hundred dollars.

2 Effective Date. This act shall take effect January 1, 1968.

Howard C. Townsend

Richard D. Riley

Conferees on the part of the Senate

Norman H. Ellms
Ovila Gamache
Lawry W. Churchill
Conferees on the part of the House

On motion of Rep. Underwood the House concurred in the committee of conference report.

REPORT OF COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills have examined and found correctly engrossed the following House Bills and Senate Bills:

HB 37

providing that by agreement examination of a banking institution may be made by the bank commissioner.

HB 168

to reclassify a Class II highway in the town of Seabrook to a Class V highway.

HB 209

relative to voluntary corporations.

HB 219

directing a study of emergency communication devices along certain highways.

HB 340

to make it unlawful to use telephone facilities to abuse or annoy others.

HB 454

relative to disposition of municipal records.

HB 451

defining the word "spendthrift."

SB 65

relative to destruction of superior court records in certain cases.

SB 106

relating to accepting certificates from insurance companies not authorized to do business in New Hampshire under the motor vehicle financial responsibility law.

SB 114

relating to signatures on notes of banks.

SB 117

relating to the taxation of transfers of certain estates.

SB 126

increasing the number of corporate members of the Merchants Savings Bank of Manchester.

SB 148

relative to the business day of tax collector and contents of annual reports.

Idanelle Moulton, for the Committee.

REPORT OF COMMITTEE ON THE JOURNAL

The Committee on the Journal having examined the Journal of the House for May 2, 1967 offers the following resolution to correct said Journal and moves its adoption.

Resolved, That the title of Senate Bill 153 be corrected where it appears on page 1546, under "Introduction of Senate Bills", of the first printing of the Journal of the House of Tuesday, May 2, 1967, so that said title, in the permanent printing of said Journal, shall read as follows: SB 153, to authorize a cooperative bank or building and loan association to pay charges against real estate on which it holds a mortgage.

Maurice Downing, for the Committee.

Resolution adopted by vv.

SENATE MESSAGES (cont.)

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 118

to increase the allowable limit of outstanding temporary notes.

HB 427

providing for hearings on appeals by applicants for and recipients of medical assistance.

HB 518

relative to taxation of electric plants and pipelines.

HB 89

exempting from taxation certain non-revenue producing property of the water resources board.

* * *

The Senate has voted to concur with the House of Representatives in its amendments to the following Bill:

SB 19

to exempt firemen and policemen from civil liability when giving emergency care.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 286

to authorize the destruction of records in district and municipal courts.

AMENDMENT

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2 Municipal Courts. Amend RSA 502 by inserting after section 15 (supp) as amended by 1959, 4:1 the following new sections:

502:15-a Destruction of Records. At the end of ten years after final disposition by any municipal court of any criminal cases or any juvenile proceedings the clerk of such court, with the approval of the justice thereof, may destroy or cause to be destroyed any and all of the following original records: complaints, warrants, petitions and other process, returns, appearances, pleadings, motions, reports, orders and sentences; and at the end of twenty years after final disposition by such court of any civil cases may destroy or cause to be destroyed any and all of the following original records: writs, returns, small

claims statements and other process; appearances, pleadings, motions, orders, verdicts and judgments.

502:15-b Retention of Dockets. The uniform docket and financial record shall be permanently bound by the clerk into volumes and these volumes together with all other permanently bound dockets shall be continuously maintained as the official record of each municipal court.

* * *

On motion of Rep. Spitzli the House concurred in the Senate amendment.

SENATE MESSAGE AND INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 41

to authorize a district court in Epping. To Judiciary.

SB 139

to abolish capital punishment, except for murder of an officer of the state prison or county house of correction or of a law enforcement officer. To Judiciary.

SB 178

relative to burglary. To Judiciary.

SB 133

exempting members of the peace corps from the head tax. To Ways and Means.

RESOLUTIONS

Rep. O'Neil offered the following resolutions:

Whereas, the Congress of the United States is holding hearings on possible legislation to make the desecration of the American flag a federal crime, and

Whereas, there has been increasing evidence that our flag has been subject to unpatriotic acts, and

Whereas, the flag of this great nation of ours is a symbol of the American people and of the greatest nation in history, and

Whereas, the vast majority of Americans are deeply patriotic and support the right of dissent and free speech but believe the right of dissent and free speech does not give the people of this nation the right to desecrate our flag, therefore be it

Resolved, that we, the members of this House of Representatives, do hereby go on record in supporting just legislation to make it a federal offense to desecrate our flag, and be it further

Resolved, that copies of this resolution be forwarded to the President of the United States, the President Pro-tem of the United States Senate, the Speaker of the United States House of Representatives and the Chairman of the United States House of Representatives Judiciary Committee.

* * *

Resolutions adopted by vv.

RESOLUTIONS

Representative Stafford of Laconia and Representative Caistran of Manchester, offer the following resolution:

RESOLVED

Whereas, we have observed that certain individuals and establishments within this state offer to sell obscene publications, and

Whereas, some obscene materials have actually been left in libraries and in schools by certain individuals, and

Whereas, the 1965 session of the legislature passed HB 415, "An Act Relating to Obscene Matter", and

Whereas, it is our understanding that the prosecuting authorities of this state have failed to implement this law, that no charges have been brought pursuant to the statute, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives of the General Court request the

proper authorities to seek out and prosecute violators of N.H.R.S.A. 571-A, and be it further

Resolved, that a copy of these Resolutions be transmitted to the Attorney General, Director of Safety and the Sheriffs of the various counties.

* * *

Rep. Capistran spoke in favor of the Resolutions.

PARLIAMENTARY INQUIRY

Rep. Williamson asked for a ruling from the Chair as to whether or not the Resolutions should not be referred to a committee.

SPEAKER'S RULING

The Chair ruled that the resolutions having been printed in the Journal of Thursday April 29th, page 1528, had been sufficiently advertised and reference to committee was not required.

* * *

Rep. Williamson moved that the resolutions be referred to the committee on Judiciary and spoke in favor of the motion.

Rep. Pickett spoke against the motion.

(discussion ensued)

Rep. Cobleigh spoke against the motion.

The motion was not adopted by vv.

The question now being on the Resolutions.

Rep. Stafford spoke in favor of the resolutions.

(discussion ensued)

Resolutions adopted by vv.

RESOLUTIONS

Reps. Wallin and Keeney offer the following resolution:

RESOLUTION

Whereas, we have learned with pride that Carol Lewis, an eighth grade student at Fairgrounds Junior High School, Nashua, has won the 1967 State Spelling Bee, and

Whereas, Carol Lewis will represent New Hampshire at the National Spelling Bee in Washington, D. C. the week of June 4th, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, express our congratulations to Miss Lewis for becoming the state spelling champion with the hope she will be successful in the national contest, and be it further

Resolved, that a copy of this Resolution be transmitted to Miss Lewis.

* * *

Resolutions adopted by vv.

COMMUNICATIONS

Plaistow, N. H.
May 8, 1967

Speaker
House of Representatives
Concord, N. H.

Dear Sir:

The family of Nelson M. Schwaner acknowledges with deep appreciation your kind expression of sympathy.

* * *

Dover, N. H.
May 8, 1967

Speaker
House of Representatives
Concord, N. H.

Dear Sir:

Your kind expression of sympathy is deeply appreciated and gratefully acknowledged by the family of
Emmet J. Flannagan

* * *

Newmarket, N. H.

April 29, 1967

Speaker
House of Representatives
Concord, N. H.

Dear Sir: Please accept my thanks and sincere appreciation for remembering my husband as a House representative and sending this memorable scroll.

I shall keep it to show my grandchildren so they can remember that their grandfather was an active member of his community and of our state.

Sincerely yours,
(signed) Irene Filion

* * *

May 1, 1967

Speaker
House of Representatives
Concord, N. H.

Dear Sir:

I wish to thank the House of Representatives of the State of New Hampshire for the scroll with the Resolutions on the death of my husband, Winslow H. Osborne.

I shall always treasure this scroll, and greatly appreciate the thoughtfulness of the members of the House.

Sincerely,
(signed) Ruth Osborne
Mrs. Winslow H. Osborne

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 511

increasing the authorized debt limit of Plymouth School District.

HB 548

extending the powers of the coordinating board of advanced education and accreditation.

HB 222

relative to counting ballots at elections.

HB 264

to authorize courts to revoke motor vehicle licenses for cause.

* * *

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 159

authorizing the creation of the New Hampshire Vermont District of the Unitarian Universalist Association.

SB 88

ratifying the New England Compact on Radiological Health Protection.

* * *

On motion of Rep. Weeks the House adjourned at 1:15 P. M.

Wednesday, May 10

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O Lord, we confess to thee that we humans are a strange lot. When we see small children playing "make-believe" or wearing toy masks, we laugh and think they are cute. But we rarely stop to think that our adult life is also "make-believe", phony and shallow. We, too, wear masks . . . for we are afraid to make authentic contact with one another.

We pray thee, O God, help us to rip these masks away. Rid us of those petty fears which keep us from investing ourselves in and with the lives of those whom we contact in the daily round of existence. We ask this in the memory of those who have discovered that thy mysterious presence is more to be loved than feared. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Claveau of the 22nd District led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The chair introduced the following as guests of the House today:

Mr. Leon Howard of North Conway, courtesy of Rep. Howard.

The 9th Grade of the Farmington School, courtesy of Reps. Drew and Kenney.

A group of St. Joseph High School students, courtesy of The Nashua Delegation.

The 6th, 7th and 8th grades of the Ellis School in Fremont and a County Extension group from Fremont, courtesy of Rep. Everett Cummings.

St. Anthony's High School Civics class from Manchester, courtesy of The Manchester Delegation, Ward 8.

A group of Republican women from Belknap, Carroll, Coos and Grafton counties, courtesy of the House.

Mr. John Sawyer of Winchester, courtesy of Rep. Elmer L. Johnson.

Mr. Mearl Hagan, courtesy of Rep. Sheridan.

A group of students from Exeter High School, courtesy of The Exeter Delegation.

The 3rd, 4th and 5th Grades from The Barnard School of South Hampton and their chaperones, Mrs. Towns, Mrs. Roy, Mrs. Stebbins and Mrs. Early, courtesy of delegation from the 17th district, Rockingham County.

LEAVES OF ABSENCE

Reps. Burnham, Park and Downing were granted leave of absence for the day on account of illness.

Rep. Ingraham was granted indefinite leave of absence on account of illness.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 702

providing scholarship aid funded through county insurance premiums. (Stratton of Rockingham Dist. 5, and Barron of Rockingham Dist. 7 — To Insurance)

HB 703

providing reflectorized number plates for motor vehicles. (Canney of Strafford Dist. 2, Sweeney of Hillsborough Dist. 19, Bernier of Hillsborough Dist. 34, and Dion of Hillsborough Dist. 29 — To Transportation)

HB 704

to establish a veterinary diagnostic laboratory. (Chamberlain of Belknap Dist. 7 — To Agriculture)

HB 705

relative to disqualification for benefits under the unemployment compensation law. (Morrison of Rockingham Dist. 7 — To Labor)

HB 706

authorizing school building aid for the construction of supervisory union facilities. (Shindlecker of Rockingham Dist. 20 — To Education)

HB 707

providing for a commission to study the recreational uses of the Saco River. (Hayes of Carroll Dist. 3 — To Resources, Recreation and Development)

HB 708

transferring the Greenfield school district into the Peterborough supervisory union No. 47. (Davis of Hillsborough Dist. 6 — To Education)

HB 709

relative to the holding of public dancing. (Collishaw of Rockingham Dist. 16 — To Liquor Laws)

HB 710

defining machinery, including leased machinery, as personal estate rather than real estate for tax purposes. (Guild of Belknap Dist. 4 — To Ways and Means)

HB 711

authorizing school boards to recognize unions for collective bargaining purposes. (Wallin of Hillsborough Dist. 14 — To Education)

HB 712

relative to investments of savings banks in unsecured notes. (Stevens of Merrimack Dist. 10 — To Banks)

HB 713

appropriating funds for the implementation of Title I of the Higher Education Act of 1965. (Frazer of Grafton Dist. 5 — To Education)

HJR 77

in favor of Richard H. Gray. (Rules Committee for Rep. Park of Grafton Dist. 8 — To Claims and Aeronautics)

HJR 78

to improve certain state-owned land in the town of Gilsum. (Rep. Forbes of Cheshire Dist. 3 — To Resources, Recreation and Development)

HJR 79

establishing an interim commission to study the laws of eminent domain. (Mousseau of Merrimack Dist. 11 — To Judiciary)

HJR 80

establishing a commission to review existing consumer protection legislation and to determine the need for a consumer protection agency. (Wallin of Hillsborough Dist. 14 — To Judiciary)

COMMITTEE REPORTS**SB 140**

increasing the number of corporate members of Amoskeag Savings Bank. Rep. Milne for Banks. Ought to pass.

Ordered to third reading by vv.

HB 525

relating to absentee voting at Berlin municipal elections. Rep. Lemire for The Berlin Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 47

to require a motor vehicle driver education program in the secondary schools. Rep. Berry for Education. Inexpedient to legislate.

Resolution adopted by vv.

HB 539

to enlarge the board of chiropractic examiners, to limit their terms of office and to have additional subjects of examination. Rep. Helen A. Barker for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out sections 1 and 2 and renumbering sections 3 and 4 to read section 1 and section 2.

At the request of Rep. Fortin, Rep. Shirley Clark explained the bill.

(discussion ensued)

Amendment adopted, ordered to third reading by vv.

(Rep. Cobleigh in the Chair)

HB 578

eliminating financial need as a basis for nurses scholarships. Rep. Julia H. White for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 601

relative to the charter of the New Hampshire Odd Fellows' Home. Rep. Greeley for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

SB 76

relative to license fees and qualifications of chiropractors. Rep. Barnes for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 274

increasing the fee for non-resident hunting licenses was withdrawn by the committee.

HB 293

relative to open season for taking fisher in Merrimack and Belknap Counties. Rep. Oleson for Fish and Game. Ought to pass with amendment.

AMENDMENT

1 Fisher. Amend RSA 210:3-a (supp), as inserted by 1965, 271:1 by striking out said section and inserting in place thereof the following: 210:3-a Open Season. Fisher may be taken and possessed by the use of dogs, guns, and traps from November 1 to March 1 in all counties except Coos. In the county of Coos no fisher may be taken unless, upon the written request of the selectmen to a town or the council of a city or the executive body of any other political subdivision, a certificate of permis-

sion has been issued by the fish and game department signed by a majority of the commission and the director, delineating the area and the time within which fisher may be so taken and possessed in said county. Whoever violates the provisions of this section shall be fined not less than ten dollars for the first and not more than fifty dollars for each additional fisher taken and possessed in violation of this section.

2 Repeal. RSA 210:8 (supp) as amended by 1955, 57:1, 1961, 24:2 and 1965, 271:3, relative to stamping and sale of fisher and beaver skins, is hereby repealed.

3 Fisher and Beaver. Amend RSA 210:9 by striking out said section and inserting in place thereof the following: 210:9 Protection. Except as provided in this chapter no person shall take or possess fisher or beaver in this state. No person shall destroy or disturb or interfere in any manner with the dams or houses of beaver, without first obtaining a special permit from the director.

4 Expiration of Licenses to Trap and Sell. All licenses issued under RSA 214 relative to the trapping and sale of fur-bearing animals shall expire on June 30 of each calendar year. Such licenses shall be issued for a full year valid from July 1 to June 30 unless otherwise revoked or suspended. Licenses issued prior to July 1, 1967 shall be valid until July 1, 1968. Each such licensee shall make such reports and such forms as the director may prescribe on or before May 31 of each year. Whoever violates the provisions of this section shall be fined not more than one hundred dollars and failure to make reports as herein prescribed shall make the applicant ineligible for licenses.

5 Effective date. This act shall take effect July 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

HB 136

relative to minimum wages. Rep. John W. Wright, Jr. for Labor. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Repeal. Paragraph III and IV of RSA 279:1 defining woman and minor respectively are hereby repealed.

2 Definition. Amend paragraph V of RSA 279:1 by striking out in line two the words "women or minors" and inserting in place thereof the word (employees) so that said paragraph as amended shall read as follows: V. "Occupation," and industry, trade or business or branch thereof or class of work therein in which employees are gainfully employed, but shall not include domestic service in the home of the employer or labor on a farm.

3 Employee Defined. Amend RSA 279:1 by inserting after paragraph 9 the following new paragraph: X. "Employee," shall mean and include every person who may be permitted, required, or directed by any employer, in consideration of direct or indirect gain or profit, to engage in any employment as defined in V.

4 Substandard Wages. Amend RSA 279:2 by striking out in line two the words "woman or minor" and inserting in place thereof the word (employee) so that said section as amended shall read as follows: 279:2 Prohibition of Substandard Wages. It is hereby declared to be against public policy for any employer to employ any employee in an occupation in this state at an oppressive or unreasonable wage as herein defined and any contract, agreement or understanding for or in relation to such employment shall be null and void.

5 Powers. Amend RSA 279:3 by striking out the same and inserting in place thereof the following:

279:3 Powers of Commissioner. The commissioner or any representative duly authorized by him shall have full power and authority:

I. To investigate and ascertain the wages of employees employed in any occupation in the state;

II. To enter the place of business or employment of any employer of employees in any occupation for the purpose of examining and inspecting any and all books, registers, pay rolls, and other records of any employer of employees that in any way appertain to or have a bearing upon the question of wages of any such employees and for the purpose of ascertaining whether the orders of the commissioner have been and are being complied with; and

III. To require from such employer full and correct statements in writing of the wages paid to all employees in his employment.

6 Investigation. Amend RSA 279:4 by striking out the same and inserting in place thereof the following: 279:4 Investigations Authorized. The commissioner shall have the power, and it shall be his duty on the petition of fifty or more residents of the state, to cause an investigation to be made by any authorized representative of the wages being paid to employees in any occupation to ascertain whether any substantial number of employees in such occupation are receiving oppressive and unreasonable wages as herein defined. If, on the basis of information in the possession of the commissioner, with or without a special investigation, the commissioner is of the opinion that any substantial number of employees in any occupation or occupations are receiving such oppressive and unreasonable wages, he shall appoint a wage board to report upon the establishment of minimum fair wage rates for employees in such occupation or occupations.

7 Evidence. Amend RSA 279:7 by striking out the same and inserting in place thereof the following: 279:7 Commissioner to Assist. The commissioner shall present to a wage board promptly upon its organization all the evidence and information in the possession of the commissioner relating to the wages of employees in the occupation or occupations for which the wage board was appointed and all other information which the commissioner deems relevant to the establishment of a minimum fair wage for such employees, and shall cause to be brought before the committee any witnesses whom the commissioner deems material. A wage board may summon other witnesses or call upon the commissioner to furnish additional information to aid it in its deliberations.

8 Report. Amend RSA 279:8 by striking out the same and inserting in place thereof the following: 279:8 Report; Recommendations. Within sixty days of its organization a wage board shall submit a report including its recommendations as to minimum fair-wage standards for employees in the occupation or occupations the wage standards of which the wage board was appointed to investigate. If its report is not submitted within such time the commissioner may constitute a new wage board. A wage board may differentiate and classify

employments in any occupation according to the nature of the service rendered and recommend appropriate minimum fair rates for different employments. A wage board may also recommend minimum fair-wage rates varying with localities if in the judgment of the wage board conditions make such local differentiation proper and do not effect an unreasonable discrimination against any locality. A wage board may recommend a suitable scale of rates for learners and apprentices in any occupation or occupations, which scale of learners' and apprentices' rates may be less than the regular minimum fair-wage rates recommended for experienced employees in such occupation or occupations.

9 Special License. Amend RSA 279:11 by striking out the same and inserting in place thereof the following: 279:11 Special License in Certain Cases. For any occupation for which minimum fair-wage rates have been established the commissioner may cause to be issued to an employee, including a learner or apprentice, whose earning capacity is impaired by age or physical or mental deficiency or injury, a special license authorizing employment at such wages less than such minimum fair-wage rates and for such period of time as shall be fixed by the commissioner and stated in the license.

10 Minimum Wage. Amend RSA 279:21 as amended by 1955, 288:1; 1957, 311:1; 1959, 275:1 and 1963, 203:1 by striking out the same and inserting in place thereof the following:

279:21 Minimum Hourly Rate. No person, firm or corporation shall employ any employee at a rate of less than one dollar and twenty-five cents per hour provided that on and after January 1, 1968, such minimum rate shall be one dollar and forty cents per hour, and that on and after January 1, 1969 such minimum rate shall be one dollar and sixty cents per hour. The limitations imposed hereby shall be subject to the following exceptions.

I. These limitations shall not apply to employees engaged in household labor, domestic labor, farm labor, outside salesmen, summer camps for minors, restaurants, hotels, inn and cabins.

II. These limitations shall not apply to employees engaged as newsboys, non-professional ski patrolmen or golf caddies.

III. These limitations shall not apply to employees of hospitals, orphanages, or homes for the aged organized as non-profit corporations, except that no non-profit hospital corporation or non-profit orphanage, or homes for the aged shall employ such employees at a rate less than one dollar an hour provided that on and after January 1, 1968 such minimum rate shall be one dollar and fifteen cents per hour, and that on and after January 1, 1969 such minimum rate shall be one dollar and thirty cents per hour, and that on and after January 1, 1970 such minimum rate shall be one dollar and forty five cents per hour, and that on and after January 1, 1971 such minimum rate shall be one dollar and sixty cents per hour.

IV. These limitations shall not apply to a person with less than six months' experience in an occupation provided, however, such person shall not be paid less than seventy-five per cent of applicable statutory minimum wage in an occupation, after application is filed by the employer with the labor commissioner within ten days after hire.

V. These limitations shall not apply to a person eighteen years of age or under provided, however, such person shall not be paid less than seventy-five per cent of applicable statutory minimum wage rate and evidence of such person is kept on file by the employer.

11 Special Authorization. Amend RSA 279:22 as amended by 1955, 288:1; 1957, 311:22 and 1959, 275:2 by striking out the same and inserting in place thereof the following: 279:22. Special Authorization in Certain Cases. Upon application by an employer, in the form and manner established by the commissioner, a person whose earning capacity the commissioner finds is impaired by age or by physical or mental deficiency may be employed at a sub-minimum wage rate established by regulations issued by the commissioner.

12 Sheltered Workshops and Adjustments. Amend RSA 279 by inserting after section 22 as amended by this act the following new sections:

279:22-a Special Authorization for Sheltered Workshops. Non-profit organizations or institutions wishing to engage in a sheltered workshop program must make application to the labor commissioner for special authorization for sub-minimum wage rates as provided by regulations issued by the commissioner of labor.

279:22-b Wage Adjustment. The commissioner of labor is hereby directed to readjust minimum wages for employees insofar as it may be necessary in view of the provisions of sections 21 and 22.

13 Repeal. RSA 279:23 establishing penalties to be paid to employees for violation of minimum wages, and RSA 279:24 as amended by 1957, 187:15, providing for the adjustment for minimum wages for women and minors, and RSA 279:25 relative to keeping of records are all hereby repealed.

14 Records. Amend RSA 279:27 by striking out the same and inserting in place thereof the following: 279:27 Records of Hours and Wages. Every employer of employees shall keep a true and accurate record of the hours worked by each, wages paid to each, and classification of employment when necessary, and shall furnish to the commissioner or his authorized representative upon demand a sworn statement of the same. Such records shall be open to inspection by the commissioner on his authorized representative at any reasonable time. Every employer subject to a minimum fair-wage order or statutory minimum wage whether directory or mandatory shall keep a copy of such order or statutory minimum wage posted in a conspicuous place in every establishment in which employees are employed. Employers shall be furnished copies of posters on request without charge.

15 Penalty. Amend RSA 279:28-II by striking out said paragraph and inserting in place thereof the following: II. Any employer or the officer or agent of any corporation who pays or agrees to pay to any employee less than the rates applicable to such employee under a mandatory minimum fair-wage order or statutory minimum wage shall be fined not less than fifty nor more than two hundred dollars or imprisoned not less than ten nor more than ninety days, or both, and each week in any day of which such employee is paid less than the rate applicable to him under a mandatory minimum fair-wage order or statutory minimum wage and each employee so paid less shall constitute a separate offense.

16 Actions. Amend RSA 279:29 by striking out the same and inserting in place thereof the following: 279:29 Civil Actions. If any employee is paid by his employer less than the minimum fair-wage to which he is entitled under or by virtue of a mandatory minimum fair-wage order or statutory mini-

minimum wage he may recover in a civil action the full amount of such minimum wage less any amount actually paid to him by the employer together with costs and such reasonable attorney's fees as may be allowed by the court, and any agreement between him and his employer to work for less than such mandatory minimum fair-wage or statutory minimum wage shall be no defense to such action. At the request of any employee paid less than the minimum wage to which he was entitled under a mandatory order or statutory minimum wage the commissioner may take an assignment of such wage claim in trust for the assigning employee and may bring any legal action necessary to collect such claim, and the employer shall be required to pay the costs and such reasonable attorney's fees as may be allowed by the court.

17 Effective Date. This act shall take effect January 1, 1968.

* * *

At the request of Rep. Mackintosh, Rep. Stevenson explained the amendment.

(discussion ensued)

Amendment adopted by vv.

Rep. McMeekin moved that HB 136 be made a Special Order for 11:01 Thursday next.

Rep. Stevenson spoke in favor of the motion.

Motion adopted by vv.

HB 517

relative to procedure for assessment or re-assessment of taxes when ordered by the tax commission. Rep. James F. Allen for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 1 the following new sections:

2 Appeal for Abatement. Amend RSA 71:17 by striking out the section and inserting in place thereof the following: 71:17 Appeal from. Any person aggrieved because of such re-

assessment, whether made by the selectmen or by or upon order of the tax commission, may within ninety days after notice of the revised tax apply in writing to the tax commission for an abatement of all or a portion of the revised tax, and upon the refusal of the tax commission to grant an abatement may petition the superior court for the county where the property is situate within ninety days after notice of the decision of the tax commission.

3 Appraisers. Amend RSA 71:30 (supp) by striking out the section and inserting in place thereof the following: 71:30 Appraisers of Taxable Property. Every person, firm or corporation which shall intend to engage in the business of making appraisals for tax assessment purposes in this state shall notify the tax commission thereof in writing. No person, firm or corporation engaged in the business of making appraisals of taxable property for municipalities and taxing districts shall enter into any contract or agreement with any town, city or other governmental division without first submitting the proposed contract or agreement to the tax commission for examination and approval and submitting to the tax commission such evidence of financial responsibility, professional capability of personnel to be employed under the contract and such other information as the tax commission may require.

Further amend the bill by renumbering section 2 to read section 4.

* * *

Amendment adopted, ordered to third reading by vv.

HB 519

prohibiting certain persons from being members of the budget committee in towns with more than thirty-five hundred inhabitants. Rep. Hackler for Municipal and County Government. Inexpedient to legislate.

Resolution adopted by vv.

HB 596

to repeal provisions authorizing summer motor vehicle license plates. Rep. McGee for Transportation. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2 Effective Date. This act shall take effect October 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

HB 603

relative to the special driver training fund. Rep. A. George Manning for Transportation. Inexpedient to legislate; subject matter covered by HB 223.

Resolution adopted by vv.

HB 546

relative to fees for a motor vehicle used exclusively as a bus for transportation of minors to functions of nonprofit organization. Rep. Wallin for Transportation. Ought to pass.

Ordered to third reading by vv.

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and Senate Bill:

HB 235

amending the hazardous substance law to include hazardous toys and articles intended for children.

SB 59

transferring the position of coordinator of federal funds to the office of the governor, and advising departments, cities and towns on available federal funds.

Rep. Forbes for the Committee

COMMITTEE OF CONFERENCE REPORT

HB 130

The Committee of Conference to whom was referred House Bill No. 130, An Act relative to dividends and use of funds of

credit unions, having considered the same report the same with the following recommendations:

That the House recede from its position of nonconcurrency in the Senate amendment and concur with the Senate in the adoption of the following:

Amend the title of the bill by striking out the words "and use of funds" so that said title as amended shall read as follows:

An Act

relative to dividends of credit unions.

Amend said bill by striking out section 3 thereof.

That the House and Senate concur in the adoption of the following amendment to said bill:

Further amend said bill by renumbering section 4 and by striking out the section and inserting in place thereof the following:

3 Effective Date. This act shall take effect upon its passage.

Creeley S. Buchanan

Laurier Lamontagne

Conferees on the part of the Senate

L. Waldo Bigelow

Samuel Reddy

Charles E. Daniel

Conferees on the part of the House

* * *

On motion of Rep. Bigelow the Committee of Conference Report was adopted.

SENATE MESSAGES

The Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

HB 422

increasing the minimum cost relative to buildings above which registered architects and engineers must be employed.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

increasing the minimum cost relative to buildings above which registered architects and engineers must be employed.

* * *

On motion of Rep. Stafford the House concurred in the Engrossed Bills amendment.

* * *

The Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

HB 465

repealing certain obsolete provisions of the laws relating to the superior court.

AMENDMENT

Amend section 25 of said bill by striking out the same and inserting in place thereof the following:

25 Additional Attachment. Amend RSA 511:60 by striking out said section and inserting in place thereof the following: 511:60 On Order of Court. After such notice to the defendant as the superior court may order, upon being satisfied that new or additional security for the enforcement of any judgment or decree that may be made in behalf of the plaintiff is reasonably necessary, the court may, upon such terms as justice may require, make an order permitting new or additional attachments or trustee process to be made after the service of the writ or petition upon the defendant, within such time as the court may limit.

* * *

On motion of Rep. Spitzli the House concurred in the Engrossed Bills amendment.

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in

the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 457

relative to out-of-state insurance coverage.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

AN ACT relative to insurance on risks located outside the state.

* * *

On motion of Rep. Stratton the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 122

to provide for election of members of the board of education of the Union School District of Concord at the same time as election of Concord city officials.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

AN ACT

to provide for a referendum on the manner of electing members of the board of education of Union School District of Concord.

Further amend said bill by striking out everything after the enacting clause and inserting in place thereof the following:

1 Referendum. There shall be a referendum to determine the sense of the qualified voters of Union School District of Concord on the question of when members of the board of

education of said district shall be elected. Said referendum shall be held at the same time as the next referendum held pursuant to the provisions of Laws of 1957, 429:54 on the question of the type of government which the City of Concord shall have.

2 Question Submitted. The referendum ballots shall contain the following question: "Do you favor a change in the time for election of members of the board of education of Union School District of Concord so that election of said members shall take place on the first Tuesday following the first Monday of November of each year rather than on the fourth Tuesday of March as presently provided by law?" After said question, there shall be squares with the words "yes" and "no".

3 Report. The results of said referendum shall be reported to the 1969 session of the General Court.

4 Takes Effect. This act shall take effect upon its passage.

* * *

Rep. Roger Smith moved that the House concur in the Senate amendment.

(Speaker in the Chair)

Rep. Welch moved that the House non-concur in the Senate amendment and that a committee of conference be appointed and spoke in favor of the motion.

Reps. Alice Davis and Roger Smith spoke against the motion.

On a vv the motion was lost.

The question now being on the motion to concur in the Senate amendment.

Motion was adopted by vv.

SENATE MESSAGES AND INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 157

regulating the drilling of water wells. To Public Works.

SB 176

to revise the settlement laws. To Executive Departments and Administration.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 213

adopting a rabies control act.

AMENDMENT

Amend paragraph VIII of RSA 442-A:1 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

VIII. "Rabies control authority" shall mean duly authorized person or persons responsible for issuing dog licenses.

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Vaccination Prerequisite to Licensing. Amend RSA 466 by inserting after section 1 (supp) as amended by 1957, 217:1 the following new section: 466:1-a Vaccination Required. Before a license is issued under the provisions of this subdivision, except under the provisions of section 6, the owner or keeper of a dog shall furnish to the clerk a certification that said dog has been vaccinated against rabies in accordance with the provisions of RSA 442-A.

Further amend the bill by renumbering section 2 to read section 3.

Further amend bill: Act shall take effect upon passage.

* * *

On motion of Rep. McMeekin the House non-concurred in the Senate amendment and a committee of conference was appointed as follows:

Reps. McMeekin, McCarthy and Rubins.

* * *

The Senate has voted to concur with the House of Representatives in its amendments to the following bill:

SB 28

providing special liquor licenses for certain ski areas.

* * *

The Senate refuses to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

HB 126

relating to the powers of administrators.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

HB 295

relating to participations in real estate mortgages by savings banks.

HB 403

to authorize cooperative banks and building and loan associations to invest excess funds in obligations of the United States as designated by the bank commissioner.

HB 404

to allow cooperative banks and building and loan associations to hold written instruments or things of value in escrow.

HB 414

to authorize cooperative banks and building and loan associations to make loans insured by the state of New Hampshire in excess of the statutory limitation.

HB 492

providing for waiving of written examination for license as insurance agent in certain cases.

HB 516

relative to value of shares of cooperative banks and building and loan associations.

HB 128

relative to filing for nominations in primary elections.

HB 322

relative to capital reserves for the city of Manchester.

HB 488

legalizing the annual town meeting held in the town of Canterbury on March 14, 1967.

HB 505

providing for appointment of supervisors pro tem.

HJR 33

making appropriation for temporary employment of an aviation electronic technician.

HB 470

authorizing voluntary admission to the Laconia State School.

HB 472

transferring the certifying authority for admission to Laconia State School from the New Hampshire Child Guidance Clinic to the Laconia State School.

RESOLUTIONS

Rep. Ainley offered the following resolution:

Whereas, Sister Marie Laure Kegresse, C.S.C. Foundress and President of Notre Dame College is celebrating the 50th year of her religious profession, and

Whereas, this most eminent lady has for so long served the city of Manchester and the State of New Hampshire in the furtherance of education and the general welfare of the people who have come in contact with her, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby proffer our congratulations for the inspiration of her work and wish her well in her future endeavors, and be it further

Resolved, that a copy of these Resolutions be transmitted to Sister Marie Laure Kegrresse.

* * *

Resolutions adopted by vv.

(Rep. Cobleigh in the Chair)

RESOLUTIONS

Reps. Hurley, Bergeron, Sweeney, Grady, Edward Casey, Cullity and Raiche offered the following resolution:

Whereas, we have learned with sorrow of the passing of one of our former fellow members, John J. Kearns of Manchester who served with us for many sessions, and

Whereas, Mr. Kearns served as Minority Leader of the House and as Chairman of the Hillsborough County Delegation, serving his city, county and state generously giving of his time in an endeavor to further the interests of his fellow citizens, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby pay tribute to the memory of a man who has been such a loyal citizen of our state, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Rita Kearns.

* * *

Resolutions unanimously adopted by rising vote.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, and that third reading of bills be by title only, and that when the House adjourns today it be in memory of John J. Kearns, and to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION
THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 539

to enlarge the board of chiropractic examiners, to limit their terms of office and to have additional subjects of examination.

HB 601

relative to the charter of the New Hampshire Odd Fellows' Home.

HB 293

relative to open season for taking fisher in Merrimack and Belknap Counties.

HB 517

relative to procedure for assessment or re-assessment of taxes when ordered by the tax commission.

HB 596

to repeal provisions authorizing summer motor vehicle license plates.

* * *

HB 546

relative to fees for a motor vehicle used exclusively as a bus for transportation of minors to functions of nonprofit organizations.

The question being shall the bill be read a third time.

At the request of Rep. McQuade, Rep. Wallin explained the bill.

HB 546

was read a third time, passed, and sent to the Senate for concurrence.

* * *

The following Senate Bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 140

increasing the number of corporate members of Amoskeag Savings Bank.

SB 76

relative to license fees and qualifications of chiropractors.

* * *

The Chair announced that today is the birthday of Rep. Collishaw.

* * *

On motion of Rep. Sadler, the House adjourned at 12:34 P. M. in memory of John J. Kearns.

Thursday, May 11

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Lord God, we gathered here four months ago with a feeling of joyful anticipation; we had great hopes (perhaps too great) of what we could accomplish in this session of the General Court. But today, we feel tired and frustrated. Our tempers are short. Our several goals and ideals seem a little foggy as we search for them in our mind's eye.

Lord, we ask you to re-kindle in us a true sense of our potential. Give us a sense of grace . . . and a sense of humor, for without these our best ideas and our most brilliant words will be nothing more than confused rumblings in a sterile environment.

We ask this in the name of the Father, the Son, and the Holy Spirit. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Lloyd G. Sherman led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

Thirty 8th grade students from the Meriden White School, their principal, Mr. Stephen Beaupre and several mothers, courtesy of Rep. Logan.

A group from the Civics class of Alton High School with their chaperones and teacher, Mrs. Eleanor Hayes, courtesy of Rep. Kenneth Chamberlain.

The 5th and 6th grades of the Canterbury Elementary School, Mr. Luther Copp, Principal and Mrs. Copp, Mrs. Booth, Mrs. Keeler and Mrs. Robinson, courtesy of Rep. Kopperl.

Mrs. Maurice Bouchard, wife of Rep. Bouchard of Nashua.

William Dubben of Hillsborough, courtesy of Rep. Sterling.

LEAVES OF ABSENCE

Rep. Downing was granted leave of absence for the day on account of illness.

Rep. Maglaras was granted leave of absence for the day on account of a minor accident.

Rep. Guild was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 714

relative to criminal liability for conduct of another. (Capistran of Hillsborough Dist. 38 — To Judiciary)

HB 715

relative to fees in the superior court. (Morrill of Rockingham Dist. 7 — To Judiciary)

HB 716

relative to the regulation of advertising by chiropractors. (Montplaisir of Hillsborough Dist. 28 — To Public Health)

HB 717

relative to hearings in court proceedings on town ordinances. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

COMMITTEE REPORTS**HJR 66**

providing for the disposition of funds in the white pine blister rust account. Rep. Ferguson for Appropriations. Ought to pass.

Joint resolution ordered to third reading by vv.

HB 437

to increase the registration fees of architects. Rep. Manchester for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 3 and inserting in place thereof the following:

3 Effective Date. This act shall take effect July 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

HB 610

relative to compensation of sheriff and deputy sheriff of Carroll County. Rep. Claffin for Carroll County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3 Deputies. Amend RSA 104 by inserting after section 3-a

(supp) as inserted by 1965, 162:2 the following new section: 104:3-b Appointment; Compensation. The sheriff of Carroll county may appoint such number of deputies as he may deem necessary and shall fix the compensation of each individual deputy. The annual salary of each deputy as established by the sheriff shall be paid by the county and said payment shall be in full for all services of said deputies for the county. Said deputies shall not be allowed the statutory rates for mileage allowable to other deputy sheriffs. Provided, further, that the total expenditures of the sheriff's department shall not exceed the amount appropriated by the county delegation for said department. For the service of civil writs and other process which the deputies may perform they shall collect the usual fees allowed for such services and mileage and shall pay over directly to the county treasurer all such fees and mileage charges at the end of each month. They shall report annually to the sheriff the number of civil writs and other process served and the total amounts collected in fees and mileage charges paid over to the treasurer during the calendar year and said report shall be incorporated in the sheriff's annual report to the county commissioners.

Further amend said bill by striking out section 4 and inserting in place thereof the following:

4 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 461

relative to construction of landing area on westerly projection of Goat Island in Portsmouth harbor. Rep. Julia H. White for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act

relative to construction of landing area on projection of Goat island in Portsmouth harbor or other suitable site.

Amend the preamble by inserting in the last paragraph

after the words "New Castle" the words (or other suitable site) so that said paragraph as amended shall read as follows:

Whereas, it was also provided that the city of Portsmouth would construct, operate and maintain two public landings, one of which was to be located on the westerly projection of Goat island, which is in the town of New Castle, or other suitable site.

Amend section 1 of the bill by inserting after the word "island" in line 6 and in line 12 the words (or other suitable site) so that said section as amended shall read:

1 New Hampshire Ports Authority. The New Hampshire Port Authority is hereby authorized to expend the balance of \$7,500 presently available under the provisions of 1965, 367, together with any funds which may be reimbursed by the Corps of Engineers from unused construction advances, for the purpose of acquiring land, in fee or by lease, on the westerly projection of Goat island or other suitable site and for the construction of a public landing and/or wharf. The New Hampshire port authority is further authorized to accept any funds which may be made available by the city of Portsmouth for these same purposes. It is the intention of this section that the New Hampshire port authority be authorized to utilize any and all balances of state and local funds to acquire and construct a public landing on Goat island in the town of New Castle or other suitable site; provided the city of Portsmouth will assume the cost of operation and management of the facility to be constructed. For the purposes of this act the balance of appropriation in 1965, 367:2 shall not lapse.

* * *

Amendment adopted, referred to Appropriations under the Rules.

HB 621

relative to long-service attaches and employees of the legislature. Rep. Van H. Gardner for Executive Departments and Administration. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Long-Service Personnel. Amend RSA 14 by inserting after section 24, as amended by 1955, 290:1 and 335:7; 1957, 314:1; 1961, 280:2, and 1965, 4:1, the following new section: 14:24-a Longevity. In addition to the salary paid to him under other provisions of this chapter, any person who has served as an attache or employee of the legislature during five or more sessions shall, during the sixth session and each session thereafter at which he serves as an attache or employee, receive for his services the sum of three dollars per week for each five sessions of service.

2 Effective Date. This act shall take effect as of January 4, 1967.

* * *

At the request of Rep. Newell, Rep. Shirley Clark and Rep. McMeekin answered questions.

Amendment adopted, ordered to third reading by vv.

REMARKS

Rep. Keefe asked unanimous consent of the House to extend remarks on HB 461. Such consent was granted, and Rep. Keefe extended remarks.

HB 591

relating to the taking of wild waterfowl and providing for a waterfowl stamp. Rep. Maynard for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend 209:6-c as inserted by section 1 of the bill by striking out in the last sentence the words "The directors may authorize expenditures annually up to the amount of one-fourth of the total monetary value of said fund to be contributed to proper agencies in Canada for the propagation and management of wild waterfowl and development of waterfowl nesting and breeding habitat in Canada" so that said section as amended shall read as follows:

209:6-c Disposition of Revenue. All fees and fines collected under the provisions of law relating to the New Hampshire waterfowl stamp shall be kept and accounted for in a special

fund. Except as hereinafter provided, the director, upon advice of the commission, shall spend all moneys in this fund for the sole purpose of acquisition of wetlands and coastal marshlands and for the proper management and development of these wetlands for waterfowl habitat and public hunting areas. The expenses of the collection of such funds and of the printing, sale and distribution of the stamp, shall be paid from the general funds of the department. The director shall accept gifts or donations of all lands suitable for waterfowl habitat and shall account for these lands in the special fund along with gifts or donations of money for the purchase of waterfowl habitat.

* * *

Amendment adopted, ordered to third reading by vv.

HB 624

relative to taking raccoons by the use of traps. Rep. Bork for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 604

providing travel allowance at legislative rates for members attending county conventions. Rep. Galbraith for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the title by striking out the same and inserting in place thereof the following:

An act

providing compensation and mileage for members attending county conventions.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Travel Allowance. Amend RSA 24:9-e (supp) as amended by 1961, 199:1 and 1965, 330:19 by striking out said section and inserting in place thereof the following:

24:9-e Compensation of Members. Members of the county convention shall be entitled to receive from the county treasury ten dollars per day for actual attendance at meetings of the convention and ten cents a mile for travel to and from the place

of meeting. They are not entitled to receive any compensation or mileage for attending such meetings on a day when there is a meeting of the house of representatives.

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Rep. Morrill moved that HB 604 be made a special order of business for Thursday next, May 18th, at 11:01 and spoke in favor of the motion.

Motion adopted by vv.

HB 627

authorizing the microfilming of probate records. Rep. Gaffney for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 558

relative to the power of the mayor of Nashua as chairman ex-officio of the board of public works. Rep. Latour for the Nashua Delegation. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Time of Special Meeting for Approval by Board of Aldermen of Action of Board of Public Works. Amend section 46, part 1 of chapter 427, Laws of 1913 by inserting after the words "approved by" in line 6 the words (by at least two thirds of) and by inserting in line twelve after the words "meeting called" the words (before the next regular meeting) so that said section as amended shall read as follows: Sec. 46. The mayor shall be chairman ex officio and a member of the board of public works for all purposes, including voting and counting of a quorum. He shall have no negative on the action of such board, but may in his discretion suspend the operation or execution of any vote or decision adopted by it until the same shall be approved by at least two thirds of the full board of aldermen, by causing an order to that effect to be entered on the records of the board of public works, and communicated to each member of the latter board and any other persons affected, within seven days after

the adoption of such vote or decision and before any obligations have been incurred thereunder. The matter shall then be laid before the board of aldermen at its next regular meeting, or at a special meeting called before the next regular meeting for that purpose and the action of said board confirming, annulling or reversing the vote or decision of the board of public works shall, subject to the negative given the mayor by the next following section, be final and conclusive.

Amendment adopted, ordered to third reading by vv.

SB 87

requiring that the mayor of the city of Nashua be elected by majority vote and providing for a run-off election relative to the same. Rep. Latour for the Nashua Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 559

relative to the operation and maintenance of safety rest areas on the state highway system. Rep. C. Cecil Dame for Public Works. Ought to pass.

At the request of Rep. Cleon Heald, Rep. Cobleigh answered questions.

Referred to Appropriations under the Rules.

SPECIAL ORDER

HB 136

Rep. McMeekin called for the special order of HB 136, relative to minimum wages.

Rep. John W. Wright, Jr. offered the following amendment.

AMENDMENT

Amend 279:21 as inserted by section 10 of the bill by adding at the end thereof the following new paragraph:

VI. These limitations shall not apply to employees of nursing homes, except that no nursing home shall employ such employees at a rate less than one dollar and twenty-five cents an hour. On and after January 1, 1969 such minimum rate shall be one dollar and thirty cents, and on and after January

1, 1970 such minimum rate shall be one dollar and forty-five cents, and on and after January 1, 1971 such rate shall be one dollar and sixty cents.

* * *

The Clerk read the amendment in full.

Amendment adopted, ordered to third reading by vv.

Rep. Robert Dion requested a division vote and subsequently withdrew his request.

SENATE MESSAGE

The Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

SCR 5

regarding Rudolph A. Matheisel.

SENATE CONCURRENT RESOLUTION NO. 5

Whereas, [Art.] 32d, Part First, of the Constitution of the State of New Hampshire provides:

“The people have a right, in an orderly and peaceable manner, to assemble and consult upon the common good, give instructions to their representatives, and to request of the legislative body, by way of petition or remonstrance, redress of the wrongs, done them, and of the grievances they suffer.”
and

Whereas, Rudolph A. Matheisel of the city of Franklin and/or the town of Northfield, Merrimack county, New Hampshire, has petitioned the General Court of the State of New Hampshire for redress of wrongs done him; therefore be it

Resolved by the Senate, the House of Representatives concurring:

That we, the members of the 1967 General Court, do hereby memorialize the Congress of the United States to urge a complete and thorough investigation of the alleged grievances of said Rudolph A. Matheisel; and be it further

Resolved, that a copy of these resolutions be forwarded to

the Clerks of both the House and the Senate at their offices in Washington, D. C.

* * *

Referred to Judiciary.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

HB 138

providing for the protection of the surface waters of the state by preventing the deposit therein of rubbish and waste.

AMENDMENT

Amend said bill by striking out, in the last line of paragraph VI (a), the words (refuse of any nature or any noxious thing), and substituting therefor the words "similar litter", so that Paragraph VI (a) will read as follows:

VI (a) It shall be unlawful for any person to put or place, or cause to be put or placed into a surface water of the state or on the ice over such waters, or on the banks of such waters, any bottles, glass, crockery, cans, scrap metal, junk, paper, garbage, tires, old automobiles or parts thereof, trees, or similar litter.

* * *

On motion of Rep. Claflin the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

HB 263

relating to gifts of personal property to the State, to be

used relative to historic sites or technical institutes or vocational-technical institutes.

AMENDMENT

Amend the bill by striking out Section 2 and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon its passage.

On motion of Rep. Shirley Clark the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 215

relative to the first meeting of a county convention and the form of budget statement.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relative to the first meeting of a county convention.

Amend the bill by striking out section 3 and section 4.

Further amend the bill by renumbering section 5 to read section 3.

* * *

On motion of Rep. Morrill the House concurred in the Senate amendments.

* * *

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

HB 178

relative to the sale and use of electric fence controllers.

* * *

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

HB 130

relative to dividends and use of funds of credit unions.

* * *

The Senate has voted to concur with the House of Representatives in its amendments to the following bill:

SB 8

relative to careless shooting of human beings.

* * *

The Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

SB 79

relative to fees for recording business corporations.

HB 92

to reclassify the Class II highway, the Shannon Brook Road, in the town of Moultonboro to a Class V highway; and to discontinue the Class II highway, the Birch Hill Road, so called.

HB 263

relating to gifts of personal property to the state, to be used relative to historic sites or technical institutes or vocational-technical institutes.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 142

relative to the prevention of sewage discharges from vessels.

HB 522

designating Arbor Day.

* * *

COMMUNICATION

May 8, 1967

Mr. Francis W. Tolman
Clerk of the House
House of Representatives
State of New Hampshire
Concord, New Hampshire

Dear Mr. Tolman:

Mr. Newsom is in Geneva, Switzerland at the present time, but I know he will want me to reply for him to your letter of April 27, enclosing a copy of the Resolution offered by Rep. Tarbell, which was adopted by the House on April 26. We are most appreciative of this action and are very proud of it. We shall keep it with other highly prized Grange documents.

Thank you very much for your thoughtfulness in sending a copy to the National Grange Headquarters.

Sincerely yours,
Mrs. Herschel D. Newsom

RESOLUTIONS

Rep. Bridges offered the following resolution:

RESOLUTIONS

Whereas, we have learned of the formation of a group of young men known as The New Hampshire Hospital Jaycees, and

Whereas, we are vitally concerned with the area of mental Health and recognize the important contribution this action can make to the rehabilitation of these young men and the aid it can provide in returning them to society, and

Whereas, we applaud the actions of the young men who are New Hampshire Jaycees and in particular The Concord Jaycees who were prime sponsors in extending this new chapter, now therefore be it

Resolved, that the House of Representatives recognize the Jaycees of New Hampshire for their devotion to service to humanity and community development, and be it further

Resolved, that a copy of these Resolutions be transmitted to The New Hampshire Hospital Jaycees.

* * *

Resolutions adopted by vv.

Reps. C. Cecil Dame and Gerber, for the Portsmouth Delegation, offered the following resolution:

RESOLUTIONS

Whereas, we are sorry to learn of the illness and confinement to the Portsmouth Hospital of our senior member, Edward J. Ingraham, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, extend our sympathy to Mr. Ingraham in his illness and our best wishes for a speedy recovery, and be it further

Resolved, that a copy of these Resolutions be transmitted to Mr. Ingraham.

* * *

Resolutions adopted by vv.

* * *

The Chair announced that Rep. Henry Boire is the proud grandfather of Martin Boire.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills, be by title only and resolution by caption only, and that when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills and HJR were read a third time, passed, and sent to the Senate for concurrence:

HJR 66

providing for the disposition of funds in the white pine blister rust account.

HB 437

to increase the registration fees of architects.

HB 610

relative to compensation of sheriff and deputy sheriff of Carroll County.

HB 621

relative to long-service attaches and employees of the legislature.

HB 591

relating to the taking of wild waterfowl and providing for a waterfowl stamp.

HB 624

relative to taking raccoons by the use of traps.

HB 627

authorizing the microfilming of probate records.

HB 558

relative to the power of the Mayor of Nashua as chairman ex officio of the board of public works.

HB 136

relative to minimum wages.

* * *

On motion of Rep. Julia White the House adjourned at 12:24 P.M.

Tuesday, May 16

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain John Westhaver, Jr. of the Rindge Congregational Church.

Almighty and Divine Providence, whose countenance is upon our "Granite State", let thy spirit dwell in the hearts of its sons and daughters, that they may, in these halls, seek and execute thy Will.

Grant them knowledge of the important issues which face New Hampshire and the Nation, that they may be wise in their deliberations.

Grant them courage to stand upright, that they may not stray from the ideals imprinted on the parchment of their hearts.

Grant them humility of action and of thought, that they may be consecrated, rather than consumed, by their passionate adjudication.

Grant them peace of mind and soul, that their decisions, for or against, may not be a burden unjustly borne.

And dwell this day, O God, with these sons and daughters of our state, that the majesty and splendor of our land may find reflection in the justice and mercy of their leadership. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. James Allen led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of students from the 7th and 8th grades of the Orford Elementary School accompanied by their teachers, Mrs. Elton Woodward, Mrs. Leslie Donnelly and Mrs. Patricia Rodarmel, courtesy of Rep. Sawyer.

The 4th grade students from the Pembroke Elementary School, courtesy of the Pembroke Delegation.

Former Superintendent of the Manchester Water Works presently a member of the N. H. Water Pollution Commission, the Interstate Water Pollution Commission and a Trustee of the Tilton Soldiers' Home, James A. Sweeney father of Rep. James A. Sweeney, Jr. from Manchester.

Mr. Haines of Nova Scotia, courtesy of Rep. Barnard.

LEAVES OF ABSENCE

Rep. Whipple was granted leave of absence for the day on account of illness.

Rep. Normandin was granted leave of absence for today and Wednesday on account of a death in the family.

Rep. Stevens was granted leave of absence for the week on account of important business.

Reps. Tasoulas and Lemire were granted leave of absence for two weeks on account of military duty.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 720

authorizing school districts to provide life and health insurance for their employees. (O'Neil of Cheshire Dist. 12, and Stratton of Rockingham Dist. 5 — To Education)

HB 721

increasing the number of highway commissioners for the city of Manchester. (Raiche of Hillsborough Dist. 34 — To Manchester Delegation)

HB 722

authorizing Gunstock Junior College of Laconia to confer degrees. (Rules Committee for Rep. Normandin of Belknap Dist. 12 — To Education)

HJR 81

in favor of Letendre Funeral Service, Inc. (Rules Committee for Rep. Smith of Merrimack Dist. 24 — To Claims and Aeronautics)

COMMITTEE REPORTS

HB 207

to provide for the issuance of air carrier certificates of public convenience and necessity for intrastate air transportation. Rep. Newell for Claims and Aeronautics. Ought to pass.

Ordered to third reading by vv.

HJR 53

providing reimbursement to the Greenfield school district for payment of the tuition of two residents of the Laconia state school. Rep. Rufo for Claims and Aeronautics. Ought to pass with amendment.

AMENDMENT

Amend the last paragraph of the preamble by inserting after the word "Laconia" the word (state) and by striking out after the word "school" the word (district) so that said paragraph as amended shall read:

Whereas, the Greenfield school district has requested reimbursement from the Laconia state school without result to date.

* * *

Amendment adopted, ordered to third reading by vv.

HJR 65

in favor of Arthur J. Ware of Weare. Rep. Rufo for Claims and Aeronautics. Inexpedient to legislate.

Resolution adopted by vv.

HB 478

relating to assessment of damages for the taking of business property by eminent domain. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 550

repealing the statutes regulating the segregation and treatment of sexual psychopaths. Rep. Gorham for Judiciary. Inexpedient to legislate; subject covered by other legislation.

Rep. Capistran explained the bill.

(discussion ensued)

Resolution adopted by vv.

HJR 57

in favor of Roy L. McIntosh. Rep. MacFarlane for Claims and Aeronautics. Inexpedient to legislate.

Rep. Burnham moved that HJR 57 be recommitted to committee on Claims and Aeronautics and spoke in favor of the motion.

Rep. MacFarlane spoke in favor of the motion.

Motion adopted by vv.

HB 476

relative to the appointment of a deputy town clerk in the town of Roxbury. Rep. Hanson for Municipal and County Government. Inexpedient to legislate.

Resolution adopted by vv.

HB 617

relating to zoning appeals. Rep. Maurice H. Cummings for Municipal and County Government. Ought to pass.

At the request of Rep. Stratton, Rep. Morrill answered questions.

Ordered to third reading by vv.

HB 625

authorizing a town not having a representative to the general court to select an advisor to the county convention. Rep. Maurice H. Cummings for Municipal and County Government. Inexpedient to legislate.

Resolution adopted by vv.

SB 68

relative to unlicensed dogs. Rep. Hanson for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 359

relative to issuance of certificates for carriage of household goods for hire by motor vehicle. Rep. A. George Manning for Transportation. Majority, Inexpedient to legislate.

Minority, Stanley A. Hamel, Kenneth W. Chamberlain, Sr.: Ought to pass.

The reports were accepted.

Rep. Hamel moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

Rep. Stephen Smith spoke against the motion.

Rep. D'Amante spoke in favor of the motion.

(discussion ensued)

Rep. Manning moved that further consideration of HB 359 be indefinitely postponed and spoke in favor of the motion.

Reps. Martel and Wallin spoke in favor of the motion.

(discussion ensued)

Motion adopted by vv.

HB 607

providing a uniform police investigation report of accident.

Rep. A. George Manning for Transportation. Ought to pass.

Ordered to third reading by vv.

HB 611

relative to operation of uninspected motor vehicles to place of inspection. Rep. Fuller for Transportation. Ought to pass.

Ordered to third reading by vv.

HB 614

relative to fees for registration of motor vehicles used in connection with land or forest improvement practices. Rep. Roscoe N. Coburn for Transportation. Inexpedient to legislate.

Resolution adopted by vv.

HB 626

relating to issuance of plates to motor vehicle dealers. Rep. Hamel for Transportation. Ought to pass.

Reps. Stafford moved that further consideration of HB 626 be indefinitely postponed and spoke in favor of the motion.

Rep. Stephen Smith spoke against the motion.

Reps. McQuade and Edwards spoke in favor of the motion.

(discussion ensued)

Rep. deBlois spoke in favor of the motion.

Rep. Hamel spoke against the motion.

At the request of Rep. George Roberts, Rep. McQuade answered questions.

Rep. Raiche spoke in favor of the motion.

Rep. Maloomian moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question being on the motion to indefinitely postpone HB 626.

Motion adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, Senate Bills & House Joint Resolution:

HB 457

relative to insurance on risks located outside the state.

HB 470

authorizing voluntary admission to the Laconia State School.

HB 488

legalizing the annual town meeting held in the town of Canterbury on March 14, 1967.

HB 492

providing for waiving of written examination for license as insurance agent in certain cases.

HB 505

providing for appointment of supervisors pro tem.

HB 516

relative to value of shares of cooperative banks and building and loan associations.

SB 19

to exempt persons from civil liability when giving emergency care.

SB 76

relative to license fees and qualifications of chiropractors.

SB 79

relative to fees for recording business corporations.

SB 88

ratifying the New England Compact on Radiological Health Protection.

SB 159

authorizing the creation of the New Hampshire Vermont District of the Unitarian Universalist Association.

HJR 33

making appropriation for temporary employment of an aviation electronic technician.

HB 92

to reclassify the Class II highway, the Shannon Brook Road, in the town of Moultonboro to a Class V highway; and to discontinue the Class II highway, the Birch Hill Road, so-called.

HB 118

to increase the allowable limit of outstanding temporary notes.

HB 122

to provide for a referendum on the manner of electing members of the board of education of Union School district of Concord.

HB 128

relative to filing for nominations in primary elections.

HB 263

relating to gifts of personal property to the state, to be used relative to historic sites or technical institutes or vocational-technical institutes.

HB 295

relating to participations in real estate mortgages by savings banks.

HB 403

to authorize cooperative banks and building and loan associations to invest excess funds in obligations of the United States as designated by the bank commissioner.

HB 404

to allow cooperative banks and building and loan associations to hold written instruments or things of value in escrow.

HB 414

to authorize cooperative banks or building and loan associations to make loans insured by the state of New Hampshire in excess of the statutory limitation.

HB 422

increasing the minimum cost relative to buildings above which registered architects and engineers must be employed.

HB 427

providing for hearings on appeals by applicants for and recipients of medical assistance.

HB 465

repealing certain obsolete provisions of the laws relating to the superior court.

HB 472

transferring the certifying authority for admission to Laconia State School from the New Hampshire Child Guidance Clinic to the Laconia State School.

Idanelle Moulton, for the Committee.

SENATE MESSAGE AND INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred as follows:

SB 177

to exempt veterans, including Viet Nam veterans, from payment of fifty dollars of real estate taxes and widows and totally disabled in proportion. To Military and Veterans Affairs.

SB 81

providing that resident widows of nonresident veterans shall be entitled to the veterans' tax exemption. To Military & Veterans Affairs.

SENATE MESSAGES

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 210

providing for the salary for the sheriff of Rockingham county.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Salary of Rockingham County Sheriff. Amend paragraph II of RSA 104:29 (supp) as amended by 1955, 172:1, 247:1, 1957, 156:1, 309:4, 1961, 175:1, 1963, 129:1, 1965, 162:1, 190:1 and 263:1 by striking out the first sentence of said paragraph and inserting in place thereof the following sentence (In Rockingham the annual salary of the sheriff shall be ten thousand five hundred dollars) so that said paragraph as amended shall read as follows: II. In Rockingham the annual salary of the sheriff shall be ten thousand five hundred dollars. Said salary shall be payment in full for all his services to the county. The county shall provide him with suitable transportation and he shall not be allowed the established rates for mileage allowable to other sheriffs. He shall be allowed reasonable expenses incurred during the performance of his duties and such expenses shall be subject to the approval of a justice of the superior court. For the service of civil writs and other process which he may perform he shall collect the usual fees allowed for such services and mileage and shall pay over directly to the county treasurer all such fees and mileage charges at the end of each month. He shall in his annual report to the county commissioners report the number of civil writs and other process served and the total amounts collected in fees and mileage charges paid over to the treasurer during the calendar year.

* * *

Rep. Charles Gay moved that the House non-concur in the Senate amendments and that a committee of conference be appointed.

Motion adopted and the Chair appointed Reps. Charles Gay, Morrill and Keefe as conferees on the part of the House.

* * *

The Senate concurs with the House of Representatives in

the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 449

to authorize towns to make by-laws regulating the operation of motor vehicle race tracks.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Regulation of Motor Vehicle Race Tracks. Amend RSA 31 by inserting after section 41 the following new section: 31:41-a Motor Vehicle Race Tracks. Towns shall have the power to make by-laws relating to the regulation and licensing of motor vehicle race tracks within the limits of the town, and may fix fees not to exceed one hundred dollars annually for the operation of such race tracks, and may enforce the observance of such by-laws by suitable penalties not exceeding twenty-five dollars for each offense, to inure to such uses as said towns may direct. For the purposes of this section, a motor vehicle shall be defined as any self-propelled vehicle, except tractors, activated by an internal combustion engine and not operated exclusively on stationary tracks.

* * *

On motion of Rep. Morrill the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 102

relative to state guarantee of municipal bonds and water pollution projects.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Water Pollution Projects. Amend RSA 149:5 (supp), as amended by 1957, 213:2; 1961, 182:1; 1963, 167:1 and 1966, 3:1 by striking out the word "thirty-five" in line five and inserting in place thereof the word (fifty-five) and by striking out the word "thirty-five" in line fourteen and inserting in place thereof the word (fifty-five) so that said section as amended shall read as follows: 149:5 State Guarantee. In view of the general public benefits resulting from the elimination of pollution from the public waters of the state, the governor and council are authorized in the name of the state of New Hampshire to guarantee unconditionally, but at no time in excess of the total aggregate sum for the entire state of fifty-five million dollars, the payment of all or any portion, as they may find to be in the public interest, of the principal of and interest on any bonds or notes issued by any municipality, town, city, county, or district for construction of sewage systems, sewage treatment and disposal plants, or other facilities necessary, required or desirable for pollution control, and the full faith and credit of the state are pledged for any such guarantee. The outstanding amount of principal and interest on such bonds and notes, the payment of which has been guaranteed by the state under the provisions of this section, shall at no time exceed the amount of fifty-five million dollars. The state's guarantee shall be endorsed on such bonds or notes by the state treasurer; and all notes or bonds issued with state guarantee shall be sold (1) at public sealed bidding, (2) after publication of advertisement for bids, (3) to the highest bidder. Any and all such bids may be rejected and a sale may be negotiated with the highest bidder. In the event of default in payment of any such notes or bonds, the state may recover any losses suffered by it by action against the town as provided in RSA 530.

Further amend the bill by striking out section 2 and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon its passage.

* * *

On motion of Rep. Claflin, reading of the amendment was dispensed with.

Rep. Claflin explained the Senate amendment.

On motion of Rep. Claflin the House concurred in the Senate Amendment.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 185

amending the cooperative school law relative to budgets.

HB 442

to reclassify certain sections of Bear Rock Road in the town of Stewartstown.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 213

adopting a rabies control act:

and the President has appointed as members of said Committee on the part of the Senate Sen. English and Sen. Provost.

* * *

Rep. Stephen Smith, Sr. moved that the order whereby HB 667, repealing the bond requirement of user of fuel licenses and the imposition of additional penalties, changing the filing procedures and dates of user of fuel returns and the revising of reciprocal provisions of the motor vehicle and motor vehicle road toll laws, was referred to the Transportation committee be vacated and that the bill be referred to Executive Departments and Administration, and spoke in favor of the motion.

Rep. Shirley Clark spoke in favor of the motion.

Motion adopted by vv.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments,

in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 111

relative to expanded state activity in the field of water pollution control.

AMENDMENT

Amend section 2 of the bill by inserting after the words "amended by" in line two the figures and letters (1955, 96:1, 1961, 222:1 and 223:3 and) so that said section as amended shall read as follows:

2 Membership. Amend paragraph I of RSA 149:2 (supp) as amended by 1955, 96:1, 1961, 222:1 and 223:3 and 1965, 267:2 by striking out the words "water pollution commission" in line two and inserting in place thereof the words (water supply and pollution control commission) and by striking out the words "one of the commissioners of the public utilities commission to be named by the governor with the consent of the council" in lines eleven and twelve and inserting in place thereof the words (the commissioner of the department of safety), by striking out the word "eleven" in line two and inserting in place thereof the word (thirteen), by striking out the word "three" in line twelve and inserting in place thereof the word (four), and by inserting after the word "state" in line thirteen the words (one of whom shall represent the vacation home or private recreational interests of the state) so that said paragraph as amended shall read as follows: I. There is hereby created a commission to be known as the New Hampshire water supply and pollution control commission which shall consist of thirteen members, as follows: one member to be appointed by the governor with the consent of the council for a term of six years, who shall be the chairman of said commission; a member representing the public who shall be appointed by the governor with the consent of the council for a term of six years, who shall be vice-chairman of said commission; the director, division of public health services; the director of the fish and game department; the director of the division of parks; the director of the planning and research office, the division of economic development; the chairman of the water resources board; the commissioner of the department of safety; five members-at-large, two of whom shall represent the industrial interests of the state, one

of whom shall represent the vacation home or private recreational interests of the state, one of whom shall represent the agricultural interests of the state, and the other an employee of any municipal or privately-owned water works in the state. The members-at-large shall be appointed by the governor with the consent of the council, and all members appointed by the governor shall hold office for six years and until their successors shall be appointed and qualified. All appointive members shall receive no compensation for their services but shall receive necessary traveling and other expenses while engaged in actual work of the commission. The other members of the commission shall receive no additional compensation for their services as members of this commission other than their regular salaries or per diem expenses from their respective state departments, but shall receive their necessary traveling and other expenses while engaged in actual work of the commission, which said expenses shall be paid from the appropriations of this commission.

Amend section 10 of the bill by striking out said section and inserting in place thereof the following:

10. Marine Toilets. Amend RSA 149-A:3, as inserted by 1957, 190:1 by inserting after the word "devices" in line eight the words (provided, however, that no such sewage shall be discharged into any surface waters of the state within five hundred feet of the shore-line) and by striking out the word "pollution" in line six, seven and nine and inserting in each place thereof the words (supply and pollution control) so that said section as amended shall read as follows: 149-A:3 Marine Toilets, Manner of Operation. After the effective date hereof any marine toilet located on or within any boat operated on the waters of this state shall have securely affixed to the interior discharge opening of such toilet a suitable treatment device in operating condition, constructed and fastened in accordance with regulations of the water supply and pollution control commission or some other treatment facility or method authorized by regulation of the water supply and pollution control commission. All sewage passing into or through such marine toilets shall pass solely through such devices provided, however, that no such sewage shall be discharged into any surface waters of the state within five hundred feet of the shore-line. The water supply and pollution control commission shall have authority to carry out the provisions of this chapter by appropriate regulations.

Amend RSA 149-E:1 as inserted by section 13 of the bill by striking out said section 1 and inserting in place thereof the following:

149-E:1 Declaration of Purpose. The purpose of this chapter is to protect water supplies and to prevent pollution in the surface waters of the state as defined in RSA 149 by inadequate sewer or waste disposal systems near shorelines. In exercising any and all powers conferred upon it by this chapter, the New Hampshire water supply and pollution control commission shall be governed solely by criteria relevant to the declaration of purpose contained in this section.

Amend RSA 149-E:3 as inserted by section 13 of the bill by striking out paragraph I of RSA 149-E:3 and inserting in place thereof the following:

I. Any person proposing either to subdivide land near any shoreline, or to construct a sewage or waste disposal system near any shoreline shall submit two copies of plans for any such subdivision of land and two copies of plans and specifications for any sewage or waste disposal systems which will be constructed near any shoreline or on any subdivision or lot for approval in accordance with the requirements of the water supply and pollution control commission as hereinafter provided. The water supply and pollution control commission shall implement the requirement set forth herein relating to the submission of plans and specifications to the commission by promulgating such rules and regulations as it deems necessary to fully effectuate the purposes of this chapter. Such rules and regulations shall be promulgated in the manner hereinafter provided in RSA 149-E:5, III. Without limitation of the foregoing, such rules and regulations shall specify when and where such plans and specifications are to be submitted, what details, data and information are to be contained in such plans and specifications, what tests are to be required, what standards, procedures and criteria are to be applied and followed in constructing any sewage or waste disposal system near any shoreline, and other related matters. For any part or parts of the subdivisions where construction or waste disposal is not contemplated, only the lot lines, and property boundaries drawn to scale and general soil and related data shall be required. The constructed sewage or waste disposal systems shall be in strict accordance with approved plans, and said facilities shall not be

covered or placed in operation without final inspection and approval by an authorized agent of the commission.

Amend RSA 149-E:3 as inserted by section 13 of the bill by striking out paragraph IV of RSA 149-E:3 and inserting in place thereof the following:

IV. No plans and specifications shall be required whenever the proposed sewage or waste disposal system near any shoreline will be connected to any public sewer system operated by any municipality or other governmental body within the state.

Amend RSA 149-E:3 as inserted by section 13 of the bill by inserting after paragraph VI the following new paragraph:

VII. In all cases involving inspection of sewage or waste disposal systems in cities or towns which employ a full time health officer and/or building inspector, the commission may delegate to such officer or inspector the responsibility for inspecting the proposed system as required under paragraph I of this section. In cities and towns which do not maintain full time health officers and/or building inspectors, the commission may delegate the responsibility for such inspections to any local official deemed qualified by the commission to fulfill the requirements of paragraph I of this section. All such inspections required by paragraph I of this section shall be accomplished within forty-eight hours after receipt of written notification from the builder that such system is ready for inspection.

Amend RSA 149-E:4 as inserted by section 13 of the bill by striking out paragraph XIII of RSA 149-E:4 and inserting in place thereof the following:

XIII. All proceedings under this chapter shall be entitled to a speedy hearing. If such hearing cannot be had within thirty days after the filing of the appeal, upon request of the appellant the matter shall be referred to a master.

Amend RSA 149-E:5 as inserted by section 13 of the bill by striking out paragraph III and inserting in place thereof the following:

III. To adopt such rules, regulations, standards and procedures as may be required to implement the provisions of this chapter. Before adopting any such rules and regulations, the commission shall hold a public hearing on the proposed rules

and regulations, at which hearing all interested parties shall be heard relative to their view on such proposed rules and regulations. A notice setting forth the proposed rules and regulations shall be published for three successive weeks in a newspaper generally circulated throughout the state. The last notice shall be published at least seven days before the hearing date. The notice shall stipulate the time and place where a public hearing on the proposed rules and regulations shall be held. The procedure for review of the orders of the commission promulgating any such rules and regulations shall be that prescribed by RSA 541. The commission may in its discretion waive the application of any of its rules or regulations promulgated hereunder whenever it finds that a literal application of such rules and regulations would impose an undue or unnecessary hardship upon any person and such waiver would be consistent with the purposes and provisions of this chapter and so that the spirit of the chapter shall be observed and substantial justice done.

Amend section 14 of the bill by striking out said section and inserting in place thereof the following:

14 Application of Statutes: Promulgation of Initial Regulations under RSA 149-E:3, I. Whenever reference is made in the Revised Statutes Annotated or in the statutes generally to the water pollution commission, it shall henceforth be construed to mean the water supply and pollution control commission. The initial rules and regulations required to be promulgated under the provisions of RSA 149-E:3, I. shall be promulgated by the commission, in accordance with the procedure set forth in RSA 149-E:5, III, within four weeks after the date of the passage of this act. Notwithstanding the provisions of RSA 149-E:5, III, the initial rules and regulations proposed by the commission do not have to be published in a newspaper; provided, however, that copies of such proposed rules and regulations shall be made available by the commission to all interested parties before the scheduled hearing and that the notice which is published will indicate that such copies are available upon request.

Amend section 17 of the bill by striking out said section and inserting in place thereof the following:

17 Continuation in Office of Certain Officials. The chief water pollution engineer in office at the effective date of this

act shall become the first deputy executive director and chief engineer of the water supply and pollution control commission. The director of municipal services and assistance in office at the effective date of this act shall continue in office subject to the provisions of this act.

Amend section 19 of the bill by striking out said section and inserting in place thereof the following:

19 Effective Date. The provisions of section 14 of this act relative to the promulgation of initial rules and regulations shall take effect on the date of passage and all other provisions of this act shall take effect July 1, 1967.

Amend RSA 149-E:3 I as inserted by section 13 of the bill by inserting at the end of said paragraph the following sentence (All inspections by the commission shall be accomplished within seven business days after receipt of written notification from the builder that such system is ready for inspection.) so that said paragraph as amended shall read as follows:

I. Any person proposing either to subdivide land near any shoreline, or to construct a sewage or waste disposal system near any shoreline shall submit two copies of plans for any such subdivision of land and two copies of plans and specifications for any sewage or waste disposal systems which will be constructed near any shoreline or on any subdivision or lot for approval in accordance with the requirements of the water supply and pollution control commission as hereinafter provided. The water supply and pollution control commission shall implement the requirement set forth herein relating to the submission of plans and specifications to the commission by promulgating such rules and regulations as it deems necessary to fully effectuate the purposes of this chapter. Such rules and regulations shall be promulgated in the manner hereinafter provided in RSA 149-E:5, III. Without limitation of the foregoing, such rules and regulations shall specify when and where such plans and specifications are to be submitted, what details, data and information are to be contained in such plans and specifications, what tests are to be required, what standards, procedures and criteria are to be applied and followed in constructing any sewage or waste disposal system near any shoreline, and other related matters. For any part or parts of the subdivisions where construction or waste disposal is not con-

templated, only the lot lines, and property boundaries drawn to scale and general soil and related data shall be required. The constructed sewage or waste disposal systems shall be in strict accordance with approved plans, and said facilities shall not be covered or placed in operation without final inspection and approval by an authorized agent of the commission. All inspections by the commission shall be accomplished within seven business days after receipt of written notification from the builder that such system is ready for inspection.

Amend RSA 149-E:3 VII as inserted by section 13 of the bill by striking out the last sentence of said paragraph and inserting in place thereof the following (All inspections delegated by the commission under this paragraph to health officers, building inspectors or any other local officials shall be accomplished within two business days after receipt of written notification from the builder that such system is ready for inspection.) so that said paragraph as amended shall read as follows:

VII. In all cases involving inspection of sewage or waste disposal systems in cities or towns which employ a full time health officer and/or building inspector, the commission may delegate to such officer or inspector the responsibility for inspecting the proposed system as required under paragraph I of this section. In cities and towns which do not maintain full time health officers and/or building inspectors, the commission may delegate the responsibility for such inspections to any local official deemed qualified by the commission to fulfill the requirements of paragraph I of this section. All inspections delegated by the commission under this paragraph to health officers, building inspectors or any other local officials shall be accomplished within two business days after receipt of written notification from the builder that such system is ready for inspection.

* * *

Rep. Claffin moved that reading of the amendments be dispensed with.

Motion adopted by vv.

Rep. Claffin explained the amendments.

Rep. Claffin moved that the House concur in the Senate amendments.

Rep. Trowbridge spoke against the motion.

(discussion ensued)

Rep. Urie spoke in favor of the motion.

Rep. Trowbridge spoke a second time against the motion.

Reps. Fortier and Pickett spoke in favor of the motion.

Rep. Raiche moved that the House non-concur in the Senate amendments and that a committee of conference be appointed and spoke in favor of the motion.

Rep. Cobleigh spoke against the motion.

(discussion ensued)

Reps. Elmer Johnson, Bridges and George Roberts spoke in favor of the motion.

At the request of Rep. Williamson, Rep. Claflin answered questions.

Rep. Claflin spoke against the motion.

(discussion ensued)

Rep. McCarthy moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion to non-concur in the Senate amendments and that a committee of conference be appointed.

Motion lost by vv.

The question now being on the motion to concur in the Senate amendments.

Motion adopted by vv.

Rep. Merrifield wished to be recorded as voting "No" on the motion.

RECONSIDERATION

Rep. Claflin, having voted with the majority, moved that the House reconsider its action whereby it concurred in the Senate amendments on HB 111 and spoke against the motion.

Motion was lost by vv.

* * *

Rep. Maloomian offered the following House Concurrent Resolution No. 17:

CONCURRENT RESOLUTION

memorializing Congress to vote for the passage
of a bill reducing the importation of boots,
shoes, rubber and canvas goods.

Whereas, the importation of boots, shoes, rubber and canvas goods from foreign countries continues to increase rapidly through the years, and

Whereas, the boot and shoe industry has long been one of the state's most important businesses employing many New Hampshire citizens, and

Whereas, James C. Cleveland, member of Congress from the Second New Hampshire Congressional District, now has a bill pending in Congress which will tend to control such importation, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives, the Senate concurring, do hereby go on record as memorializing the New Hampshire Congressional Delegation to support any legislation designed to control the importation of such goods from foreign countries and to do all in its power to stop any legislation designed to lower tariffs on such foreign imports.

Concurrent Resolution adopted by vv.

RESOLUTIONS

Representative Sawyer offered the following Resolution:

Whereas, Miss Deborah Anne Fuller of Weare, newly crowned Miss New Hampshire, will represent our State as a Contestant in the Annual Miss America Beauty Contest to be held soon in Atlantic City, and

Whereas this talented young lady possesses those qualifications that should make her an excellent competitor, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened do hereby proffer our congratulations and wish for her the success that she so richly deserves, and be it further

Resolved that a copy of these Resolutions be transmitted to Miss Deborah Anne Fuller.

Resolutions adopted by vv.

* * *

The Chair announced that today was the birthday of Rep. Joseph McEachern.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills and HJR were read a third time, passed, and sent to the Senate for concurrence:

HB 207

to provide for the issuance of air carrier certificates of public convenience and necessity for intrastate air transportation.

HJR 53

providing reimbursement to the Greenfield school district for payment of the tuition of two residents of the Laconia state school.

HB 617

relating to zoning appeals.

HB 607

providing a uniform police investigation report of accident.

HB 611

relative to operation of uninspected motor vehicles to place of inspection.

* * *

The following bill was read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 68

relative to unlicensed dogs.

* * *

On motion of Rep. Gerber the House adjourned at 2:21 P.M.

Wednesday, May 17

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain Philip H. Mitchell from the Congregational Church of Hollis.

Living God, grant to those assembled here and to other persons of high responsibility in this great state a keen awareness of your living presence.

When the leaders of this great state need wisdom, inspire their thinking that the interests of your people may be served well.

When our leaders need courage to embark on bold, new adventures, grant them the strength of will to respond to a changing world and lead them to the truth that new occasions teach new duties.

When our leaders know the sting of criticism, as do all people of social importance, grant them the wisdom to accept it, to use it, and not to be wearied by it.

Living God, let us not feel that when this prayer is ended we have sufficiently served your will. Rather, let us remember that, now and always, you are surely in this place. May we live out this day under the judgment of that truth. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Brocklebank led the Convention in the Pledge of Allegiance to the Flag.

* * *

The Girls' Glee Club from the N. H. State Industrial School with their Director, Mr. Henry Marchand and Accompanist, Mr. John Lenehan entertained the Convention with several selections.

On motion of Senator Gauthier from the 16th District, the Convention arose.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The 4th Grade of Gilmanton Elementary School and their teachers and chaperones, Mrs. McIntyre, Mrs. McCleary, Mrs. Warburton and Mrs. Lindsey, courtesy of Rep. George Roberts.

Exeter High School students and their teacher, courtesy of The Exeter Delegation.

The 7th and 8th Grade students from Chesterfield, courtesy of Rep. O'Neil.

Mr. Bedford Spaulding, husband of Rep. Roma Spaulding of Claremont.

Caspar Bemis of Harrisville, courtesy of Rep. Trowbridge.

A group of Republican women from Hillsborough, Mrs. Norman Murdough, Miss Sonja Anderson and Mrs. Edna Yeaple, with Mrs. Grace Sterling, mother of Rep. Sterling from Bedford, Miss Jeanette Mitchell and from Nashua, Mrs. Marion L. Bouchard.

Mrs. Myrtie Hackler, wife of Rep. Hackler.

LEAVES OF ABSENCE

Reps. Whipple and Downing were granted leave of absence for the day on account of illness.

Reps. Hartigan and Theodore E. Kenney were granted indefinite leave of absence on account of illness.

Rep. McGrail was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Constitutional Amendment — Concurrent Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 723

to create a New Hampshire-Vermont Interstate School Compact. (Noyes of Coos Dist. 1, Frizzell of Sullivan Dist. 7, and O'Neil of Cheshire Dist. 12 — To Education)

HB 724

defining the crime of perjury and providing for its prosecution. (Rules Committee for Rep. Bigelow of Merrimack Dist. 3 — To Judiciary)

HB 725

providing for the compelling of evidence from certain persons in criminal proceedings and for the granting of immunity from prosecution to such persons. (Rules Committee for Rep. Bigelow of Merrimack Dist. 3 — To Judiciary)

HB 726

providing for use of additional polling places at caucuses in large towns. (Rules Committee for Rep. Knight of Hillsborough Dist. 4, and Rep. Vallee of Hillsborough Dist. 4 — To Municipal and County Government)

HB 727

prohibiting political activities on behalf of a candidate or proposition on election day. (Wallin of Hillsborough Dist. 14 — To Judiciary)

HB 728

relative to the entry of judgments. (Rules Committee for Rep. Graf of Hillsborough Dist. 26 — To Judiciary)

HB 729

authorizing the commissioner of safety to regulate and control the use of radar. (Marcotte of Strafford Dist. 5 — To Transportation)

HB 730

relative to payment of expenses in certain cases involving the so-called implied consent law. (Gerber of Rockingham Dist. 28 — To Judiciary)

HB 731

relating to tax exemption on real property to blind persons sixty-five years of age. (Brown of Rockingham Dist. 5 — To Ways and Means)

HB 732

relative to procedure for submission of budget for city of Dover. (Maglaras of Strafford Dist. 20 — To Dover Delegation)

HB 733

authorizing the executive committee of the county convention to fill certain vacancies in the office of county commissioner. (Collishaw of Rockingham Dist. 16 — To Municipal and County Government)

HB 734

providing for the election of the school board members of the Contoocook Valley School District at the time and place of election of town officers in the towns which comprise the school district. (Brown of Hillsborough Dist. 7 — To Education)

Constitutional Amendment — Concurrent Resolution No. 9

Relating to: The Compensation of Members of the Legislature.

Providing That: The Legislature shall establish the compensation of its members subject to the approval of the governor and council. (Rep. Bridges of Hillsborough Dist. 13 — To Judiciary)

COMMITTEE REPORTS**SJR 5**

making appropriation for cancer commission. Rep. Ferguson for Appropriations. Ought to pass.

Ordered to third reading by vv.

HB 609

relative to newspaper publication of bank reports of the federal reserve system. Rep. Peaslee for Banks. Ought to pass with amendment.

AMENDMENT

Amend 386:36-a as inserted by section 1 of the bill by adding at the end thereof the words "The member bank shall transmit to the commissioner a copy of the newspaper containing the first published statement made during a calendar year in accordance with the federal reserve regulation" so that said section as amended shall read: 386:36-a — Exception. The requirements of newspaper publication in sections 35 and 36 of this chapter shall not apply to a state chartered banking institution while it is a member in the federal reserve system and as long as it regularly publishes statements of conditions as required of such members. The member bank shall transmit to the commissioner a copy of the newspaper containing the first published statement made during a calendar year in accordance with the federal reserve regulations.

* * *

Amendment adopted, ordered to third reading by vv.

HB 490

to increase the salary of the sheriff of Coos county. Rep. O'Hara for the Coos County Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 655

to provide a clothing allowance for certain personnel of the New Hampshire hospital, the Laconia state school, the state sanatorium and the soldiers' home. Rep. Michael P. Walsh for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 661

to provide for a salary increase for classified state employees. Rep. Rossley for Executive Departments and Admin-

istration. Inexpedient to legislate; subject matter covered by other legislation.

Resolution adopted by vv.

HB 252

to remove the limitation of recovery for damages caused by wrongful death. Rep. Brungot for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 300

relative to unit ownership of real property. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 576

providing a choice of tests under the implied consent law to a person arrested for driving while under the influence of liquor. Rep. Frizzell for Judiciary. Inexpedient to legislate.

Rep. Capistran moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

Rep. Frizzell spoke against the motion.

Rep. Spitzli moved that HB 576 be indefinitely postponed and spoke in favor of the motion.

Rep. Healy spoke against the motion.

Rep. Pryor spoke in favor of the motion.

On a vv the Chair was in doubt and requested a division.

183 members having voted in the affirmative and 69 members having voted in the negative, the motion to indefinitely postpone carried.

HB 598

to prevent discrimination of the blind and physically disabled. Rep. Palmer for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 606

to establish the law of comparative fault. Rep. Frizzell for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 620

relative to penalties for driving a motor vehicle without a valid license and for misuse of number plates. Rep. Gorham for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 637

relative to filing for office by party committees. Rep. Palmer for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 428

relative to qualifications for the serving of liquor or beverages. Rep. Blanchard for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the word "bartender" in line 1 and line 4 and inserting in place thereof the word (waitress) so that said section as amended shall read:

2 Serving by Waitress or Waiter. Amend RSA 175 by inserting after section 9 the following new section: 175:9-a Serving Liquor or Beverages. The provisions of section 9 shall not be deemed to prohibit any person who is not a citizen from performing the duties of a waitress or waiter or in that capacity serving liquor or beverages.

Amend section 3 by striking out the words "sixty days after its" and inserting in place thereof the word (upon) so that said section as amended shall read as follows:

3 Effective Date. This act shall take effect upon passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 567

providing for a license permitting dancing and entertainment at first-class hotels. Rep. Collishaw for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HB 628

authorizing certain minors to serve liquors and beverages in dining rooms of hotels and restaurants. Rep. Blanchard for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after its" and inserting in place thereof the word (upon) so that said section as amended shall read as follows:

2 Effective Date. This act shall take effect upon passage.

* * *

Rep. Cobleigh moved that HB 628 with pending amendment be made a special order of business for 11:02 Thursday next and spoke in favor of the motion.

Motion adopted by vv.

HB 301

relative to payment of taxes upon property sold by tax sale. Rep. Crouch for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Collection of Taxes. Amend RSA 80:37 by striking out said section and inserting in place thereof the following: 80:37 Payment of Subsequent Tax. The purchaser of real estate at any tax sale may pay to the collector any tax assessed upon the real estate subsequent to that for which it was sold and the collector shall, within fifteen days after such payment, notify the register of deeds thereof, giving the date and the amount of such payment and the name of the person so paying together with the date of the tax sale, the name of the person taxed and a description of the property sold as shown in the report of sale recorded in the registry of deeds. The collector of taxes shall receive fifty cents for such notice to the register of deeds of the subsequent payment plus fifty cents to be paid to the register of deeds. The purchaser, within fifteen days of payment of the subsequent tax,

shall personally, or by certified mail, notify in writing any mortgagee who was notified of his purchase at the tax sale of his payment of the subsequent tax. The purchaser paying the subsequent tax shall receive the same fees prescribed for notifying the mortgagee of his purchase at the tax sale to be included in his costs to be paid by the person making redemption, except that when a town is a purchaser at a tax sale and the town pays a tax subsequent to that for which the real estate was sold and the selectmen direct the collector of taxes as agent for the town to give the notice of payment of a subsequent tax to any mortgagee who was notified of the purchase by the town at the tax sale the collector shall be paid the sum of one dollar for this service. Any amounts so paid on account of subsequent taxes, together with interest thereon at the rate of eight per cent per year from the date of payment shall, in addition to the purchase price at the time of sale with accrued interest and costs, be paid by the person making redemption.

Further amend the bill by inserting after section 1 the following new section:

2 Fees to Mortgagees. Amend RSA 80:30 by striking out the same and inserting in place thereof the following: 80:30 Fees for Notice. The purchaser at a tax sale shall recover, upon redemption, for each notice to a mortgagee, one dollar, together with expenses for sending the notice by registered mail, or mileage each way at ten cents per mile for travel to serve the notice.

Amend the bill by renumbering section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

HB 341

relative to fees to tax collector for sale of real estate for taxes. Rep. Crouch for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 593

establishing a board of police commissioners for the town of Gilford. Rep. Tarbell for Municipal and County Government. Inexpedient to legislate.

Rep. Guild moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Reps. Bednar and Hanson spoke against the motion.

Rep. James Allen moved that further action on HB 593 be indefinitely postponed and spoke in favor of the motion.

Rep. deBlois spoke against the motion.

Rep. Tarbell spoke in favor of the motion.

On a vv vote the motion was lost.

The question being on the motion that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate.

Motion adopted, ordered to third reading by vv.

HB 641

to require the mailing of the county budget and statement of condition to the towns and cities. Rep. Crouch for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 137

to establish a public access advisory board to develop access to public waters and to provide a waterways fund to finance it. Rep. Kopperl for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to develop access to public waters.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Recreational Waters. Amend RSA 258-B as inserted by 1963, 204:2 by inserting the following new sections:

258-B:3 Right-of-Way-Board. The right-of-way board is further authorized to supervise the development of a program

for the establishment of public access to public bodies of water in this state as follows:

I. It shall establish a priority for the development of public access points to public water bodies. In establishing such priorities for public access it shall consider the demands and needs of surrounding areas and their populations together with the capability of the water body to support such use. It shall further consider the desirability of allowing some public water bodies to remain in their natural state. It shall also consider whether or not the access should be capable of accommodating vehicular traffic, and to what extent. It shall consider requests from residents, associated groups, and interested parties and in developing this program it shall take cognizance of access points open to public use which are privately owned or which are under the control of other governmental bodies.

II. It shall recommend standards of design for the public access points developed under this program and review the design of existing public access points operated by the state of New Hampshire in the light of such standards. These standards shall be in such detail as may be necessary, and where appropriate shall include, but not be limited to, width of roadway, size of parking area, and angle of boat launching ramp, if any. Such standards shall be appropriate to the particular body of water to which access is gained.

III. It shall coordinate the activities of state agencies in the development of public access to public bodies of water and in the maintenance and improvement of existing publicly owned access points.

258-B:4 Public Meetings. A majority of the board shall hold a public hearing on each proposed project in the municipality where the project might be located. Two notices of the hearing shall be posted in the town or towns where the project might be located at least thirty days in advance of the hearing and in addition, at least fifteen days in advance of the hearing, notice shall be given to the selectmen of the town or towns concerned and published both in a newspaper of statewide circulation and one of local circulation in the area concerned, if there is such a newspaper. If it appears that the project is of public use and benefit, the board shall find there is occasion for the laying out of a public access, shall determine the location, and

shall prepare a project estimate with the cooperation of the department of public works and highways which department shall bear the costs of preparing such estimate; such estimate shall include a cost estimate for the acquisition of a right-of-way and the recommended construction. No such layout of a public access shall include land or rights to use of land which must be acquired without the willing consent of the owner. In addition, no such layout shall contemplate the use, for public access purposes, of any land acquired by the state or by a state agency, board, department, or commission with the stipulation that it be used, maintained or preserved for specific unrelated purpose or purposes nor any land so acquired with the stipulation that it be maintained or preserved in its natural state. No such layout shall include or apply to any projects jointly sponsored as provided under Public Law 566 as amended and RSA 481:25 or to any land, real estate or easement leading to or adjacent to any project so sponsored. Furthermore, the layout, project estimate, cost estimate, and any subsequent plans for or construction of public accesses developed under this program shall provide for adequate fencing between the public access area or any right-of-way encompassed as part of its development and any abutting land not a part of such access area when desirable or when requested by the owner of such abutting land.

258-B:5 Report. The board shall submit a report to the general court biennially giving the access points requested, the results of hearings, and the estimated project costs for the projects recommended by the board. In making its biennial requests for public accesses, the board shall limit their number such that the total of their project costs does not exceed one-sixth of one percent of the revenue received by the state from the motor vehicle road toll in the preceding biennium.

2 Highways to Public Waters. Amend RSA 235:1 by striking out said section and inserting in its place thereof the following: 235:1 Layout of Highway. The commissioner of public works and highways shall acquire the right-of-way and construct the highways in accordance with such recommendations of the right-of-way board established under the provisions of RSA 258-B and issued pursuant to the provisions of that chapter as have been approved by act of the general court. All such highways shall be constructed within funds appropriated by the general court for the purpose and shall be deemed to be

Class V highways and shall be maintained as determined by the general court.

3 Repeal. Amend RSA 235 by striking out sections 2, 3, 4, 5, and 8.

4 Liability. Amend RSA 235:9 by striking out said section and inserting in its place the following 235:9 State, Towns and Landowners not Liable. No action may be maintained for any injury to persons or property on any public access area or way constructed or acquired under the provisions of this chapter against the state, against any town or against any landowner through whose property such a public access area or way passes whether acquired by deed of easement, lease, license, permit or otherwise, nor may any indictment or information or action be maintained against the state or against any town or against any such landowner on account of the condition of such a public access area or way.

5 Application of Statutes. Petitions received by the department of public works and highways prior to the effective date of this act on which hearings have been held and layouts approved by the governor and council may be completed under the provisions of RSA 235 as that chapter existed prior to the effective date of this act; provided that all expenditures for these projects shall be a charge upon the funds appropriated to the department of public works and highways for this purpose.

6 Effective Date. This act shall take effect sixty days after its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 376

providing that certain abandoned railroad rights of way shall be retained for certain public recreational uses. Rep. Claffin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Control Over and Limitations on Use of Abandoned

Railroad Rights of Way. Amend RSA 367 by inserting after section 49 the following new subdivision:

Abandoned Rights of Way

367:50 Use and Purpose. It is the purpose of this subdivision to provide that as many abandoned rights of way as feasible shall be retained, if now owned by the state, except those now dedicated for, or acquired specifically for highway purposes, or if not owned by the state, be acquired by purchase, gift, or otherwise for public recreational uses only. It is the further intent of this subdivision to recognize the right and to permit utility facilities to remain upon such abandoned rights of way, provided such facilities do not unreasonably interfere with the use of the area for recreational purposes.

367:51 Limitation on Use. All abandoned railroad rights of way which are, or hereafter become, the property of or subject to the control of the state, except those now dedicated for, or acquired specifically for highway purposes or may in the future be acquired for highway purposes, shall be used only for bridle trails, horse drawn pleasure vehicles, bicycling, and hiking. Provided, however, that such rights of way may be used for other types of recreation such as by skimobiles, snowshoers, dogsleds, cross-country skiers, and picnicking, upon findings by the director of the division of parks that such recreational uses will result in greater benefit to the recreational development of the state; and provided further, that these rights of way may as required, be used by utility vehicles in the maintenance, repair, replacement or rearrangement of existing utility facilities. Use by other motor vehicles, except for maintenance or other official purposes shall be prohibited. All such abandoned rights of way shall be deemed state 'recreational areas' as included in RSA 216-A and shall be subject to all the statutory provisions and controls, not inconsistent with the provisions of this subdivision, relating to state parks. The director of parks shall conduct studies and develop plans for a feasible system of trails composed of, but not limited to, abandoned railroad rights of way. The director may enlist the assistance of the public utilities commission and the office of planning and research (department of resources and economic development) to develop such plans, giving emphasis to the need of residents in the heavily populated areas of the state where the need for such trails is evident. With the approval of the governor and council, the director is authorized to

engage such services as may be necessary for these studies and for the development of these plans and the governor is authorized to draw his warrant for such sums not exceeding six thousand dollars out of any money in the treasury not otherwise appropriated for such services.

367:52 Transfer of Railroad Rights of Way. The department of public works and highways shall review its holdings of all abandoned railroad rights of way and the control of those sections which will not be required for highway purposes in the foreseeable future may be transferred by the governor and council to the department of resources and economic development. In the event of such transfers the highway fund shall be reimbursed for the actual purchase price of the property so transferred.

* * *

Amendment adopted by vv.

Rep. Claflin offered the following amendment and moved its adoption.

AMENDMENT

Amend section 1 of the bill by adding at the end thereof the following new section:

367:53 Rights of Adjoining Owners. If an abutting owner is cut off from access to any adjoining property by reason of the acquisition by the state of any abandoned railroad right of way, the state shall install and maintain a fifty foot right of way across the abandoned right of way to the abutting land for the use of the abutting owner, his assigns or successors in title.

* * *

The Clerk read the amendment in full.

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 541

relative to the suppression of forest pests. Rep. Dorothy W. Davis for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Source of Funds. In the event any funds are required for the purposes of RSA 223-A, the director of resources development shall request the governor to transfer to him to be expended for said purposes the necessary sum or sums from the governor's contingency fund.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HJR 58

relative to acquisition and placement of navigation aids in tidal waters by the New Hampshire state port authority was withdrawn.

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and Senate Bills:

HB 178

relative to the sale and use of electric fence controllers.

HB 185

amending the cooperative school law relative to budgets.

HB 215

relative to the first meeting of a county convention.

HB 286

to authorize the destruction of records in district and municipal courts.

HB 518

relative to taxation of electric plants and pipelines.

HB 442

to reclassify certain sections of Bear Rock Road in the town of Stewartstown.

HB 522

designating Arbor Day.

SB 8

relative to careless shooting of human beings.

SB 28

providing special liquor licenses for certain ski areas.

SB 140

increasing the number of corporate members of Amoskeag Savings Bank.

HB 110

establishing the New Hampshire Retirement System.

HB 130

relative to dividends of credit unions.

HB 138

providing for the protection of the surface waters of the state by preventing the deposit therein of rubbish and waste.

HB 142

relative to the prevention of sewage discharges from vessels.

Idanelle Moulton, for the Committee.

SENATE MESSAGE

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 497

to legalize the election of officers of the Warner school district at the annual town meeting in the town of Warner on March 14, 1967.

HB 514

to legalize the proceedings of the 1965 annual meeting of The Bay District, consisting of a portion of the towns of Center Harbor and Moultonboro.

HB 527

legalizing proceedings at the annual meeting of the Mascoma Valley Regional School District held in the town of Canaan on March 22, 1967.

HB 534

to permit the town of New Durham to borrow money in excess of its debt limit.

HB 504

authorizing the voters of Charlestown to vote again on the question of the retention of the municipal court.

COMMUNICATION

Department of Health and Welfare
Division of Welfare
State House Annex
Concord 03301

May 2, 1967

Honorable Walter R. Peterson
Speaker of the House of Representatives
State House
Concord, N. H.

Dear Mr. Speaker:

In accordance with Chapter 101 of the Revised Statutes Annotated, I am enclosing herewith the eighth biennial report pertaining to the administration and operation of the Old Age, Survivors, and Disability Insurance program for public employees in New Hampshire.

In the past this report has been inserted in the Journal of the House of Representatives and may I request your cooperation in handling this submittal in the same manner.

Respectfully yours,

GEORGE E. MURPHY
Director

REPORT

Report to the 1967 Session of the General Court Concerning the Administration of the Old Age, Survivors and Disability Insurance Program for Public Employees in New Hampshire.

Growth of the Program

In the calendar year 1965 four modifications to the New Hampshire State Social Security Agreement were approved which extended OASI coverage to the employees of the following political subdivisions:

1. Town of Barnstead

2. Piermont School District Unit 002
3. Springfield School District Unit 002
4. Timberlane Regional School District Units 001 and 002
5. Laconia Housing and Redevelopment Authority
6. Lebanon Housing Authority
7. Rochester Housing Authority

One modification in 1965 removed the Town of Windham from OASI coverage. No wage reports had been submitted by this town. It had been included because the town believed that certain employees would be covered and when it discovered that these employees could not be covered by OASI, the town wished to be removed from the agreement which was done by an error modification. The town is not prohibited from obtaining OASI coverage for its employees in the future if it so desires.

In calendar year 1966 six modifications to the agreement were approved resulting in the following political subdivisions covering their employees under OASI:

1. Town of Antrim
2. Campton School District Union 002
3. Fall Mountain Regional School District Units 001 and 002
4. Greenfield School District Unit 002
5. Lyndeborough School District Unit 002
6. Merrimack Valley School District Units 001 and 002
7. Sanborn School District Unit 001
8. Winnisquam Regional School District Units 001 and 002
9. Supervisory Union No. 6
10. Supervisory Union No. 30
11. Supervisory Union No. 35

In school districts unit 001 refers to teachers and nurses whose positions are covered by the New Hampshire Teachers' Retirement System while Unit 002 is comprised of non-teach-

ing employees, such as custodians and school lunch personnel, whose positions are not covered by the New Hampshire Teachers' Retirement System.

There were five partial terminations of the agreement approved during the biennium which deleted 23 political subdivisions from the agreement. Most of the deletions resulted from the formation of five new regional school districts during the biennium as follows:

1. Timberlane Regional School District formed from the pre-existing school districts of Atkinson, Danville, Plaistow and Sandown. Effective date of coverage July 1, 1965.
2. Fall Mountain Regional School District formed from the pre-existing school districts of Acworth, Alstead, Charlestown, Langdon and Walpole. Effective date of coverage July 1, 1966.
3. Merrimack Valley School District formed from the pre-existing school districts of Boscawen, Loudon, Penacook, Salisbury and Webster.
4. Sanborn Regional School District formed from the pre-existing school districts of Kingston and Newton.
5. Winnisquam Regional School District formed from the pre-existing school districts of Sanbornton and Tilton-Northfield.

Other partial terminations were Supervisory Union No. 5, Supervisory Union No. 31, Supervisory Union No. 34 and Supervisory Union No. 35.

The Village Fire Precinct of Wolfeboro was also removed from the agreement during this biennium. It had been dissolved by action of the voters at precinct meeting in 1958 to be effective January 1, 1959. The Town of Wolfeboro assumed the responsibility for reporting the former employees of the precinct for OASI purposes.

As of January 1, 1967 the State of New Hampshire and 405 of its political subdivisions had covered their employees in 623 reporting units. This represents a net decrease of 12 political subdivisions and 12 reporting units from the beginning of the previous biennium, January 1, 1965.

Although there was a decrease in the number of subdivisions and reporting units due to the formation of five regional school districts, there was a substantial increase in the wages paid subject to contributions, contributions, and number of county, state and total employees reported. Figure I illustrates the changes in the OASI program that have occurred since December 31, 1962 and December 31, 1964.

Figures II and III list the quarterly totals for wages subject to contributions, wage contributions and number of employees reported for all reporting entities in the state (Figure II) and for all state employees (Figure III).

The only major groups of public employees not covered by OASI in New Hampshire are the State Police, the permanent policemen and permanent firemen in the cities and towns, and the employees of the City of Nashua Highway Department. Each of these groups is covered by another retirement system which is not integrated with Old Age and Survivors Insurance at this time.

Comparison of Membership, Wage Contributions, and Number of Employees Reported in Biennium Ended December 31, 1962
December 31, 1964 and December 31, 1966

FIGURE I

	Dec. 31, 1962	Dec. 31, 1964	Dec. 31, 1966
Number of Political Subdivisions ..	431	418	406
Number of Reporting Units	647	635	623
Highest Quarterly Wages Subject to Contributions	20,600,871.53	24,078,210.90	31,754,908.42
Highest Quarterly Wage Contributions	1,287,535.07	1,745,926.45	2,667,412.35
Highest Number of Employees Reported	25,169	26,606	30,463
Highest Number of State Employees Reported	7,175	7,319	7,566
Highest Number of County Employees Reported	1,355	1,430	1,638

Amount of Wage Contributions Paid and Number of Employees Reported Under New Hampshire State-Local Old Age, Survivors, and Disability Insurance Program by Quarters January, 1965
thru December 1966

FIGURE II

Quarter Ended	Wages Subject to Contributions	Wage Contributions 7¼%	Number of Employees Reported
3-31-65	23,167,358.75	1,679,633.57	26,233
6-30-65	26,007,735.77	1,885,560.93	27,069
9-30-65	18,776,906.34	1,361,325.76	27,163
12-31-65	17,318,077.47	1,255,438.18	26,523
		8 2/5%	
3-31-66	26,621,227.35	2,236,040.94	27,777
6-30-66	31,754,908.42	2,667,412.35	28,950
9-30-66	21,881,264.35	1,837,949.51	29,557
12-31-66	24,461,182.99	2,054,739.48	30,463

State Employees — Amount of Wage Contributions Paid and Number of Employees Reported Under Old Age, Survivors, and Disability Insurance Program by Quarters, January, 1965 through December, 1966

FIGURE III

Quarter Ended	Wages Subject to Contributions	Wage Contributions 7¼%	Number of* Employees Reported
3-31-65	6,606,042.21	478,938.06	6,528
6-30-65	6,226,984.12	451,456.35	6,874
9-30-65	7,611,735.90	551,850.84	7,551
12-31-65	5,059,223.35	366,793.73	6,312
		8 2/5%	
3-31-66	8,216,202.71	690,161.03	6,805
6-30-66	8,823,080.44	741,138.75	7,144
9-30-66	7,700,605.44	616,850.86	7,566
12-31-66	6,553,647.48	550,506.39	6,645

*Includes all temporary, part-time and seasonal positions and members of state boards and commissions.

REFERENDA

Three referenda were held during the biennium for the employees of three newly-formed supervisory unions whose positions were covered by the New Hampshire Employees Retirement System.

Supervisory Union No. 35 gave its notice on September 10, 1965 and the three employees eligible to vote did so on

December 15, 1965. All three voted affirmatively and OASI coverage was retroactive to July 1, 1965.

Supervisory Union No. 30 had its notice of referendum on November 5, 1965 and the date of referendum was February 4, 1966. All three employees eligible to vote voted affirmatively and coverage was retroactive to July 1, 1964.

Supervisory Union No. 6 gave its notice of referendum on November 8, 1965 and the referendum was held on February 7, 1966. All three employees eligible to vote cast affirmative ballots, and OASI coverage for all employees became effective October 1, 1965.

MUNICIPAL COURT EMPLOYEES

Some towns neglected to report their municipal court employees, which include the municipal court justice, associate justice and clerk of the municipal court. The Social Security Administration became aware of this problem and asked the State Agency to investigate. Questionnaires were sent to all the 85 cities and towns having municipal courts asking them if they had reported this class of employees. Most of them had reported their municipal court employees but there was still a considerable number which had not.

The State Agency was requested to waive the newly-operative statute of limitations insofar as this group of employees was concerned so that adjustment reports could be secured for the entire period of non-reporting. Instead of limiting the period of correction to three years three months and fifteen days as is the case under the statute of limitations the towns had to go back to the period when their wage reporting began or when they first had a municipal court, whichever was later. If the State Agency had not waived the statute of limitations, the Social Security Administration would have levied an assessment against the State for the uncollected taxes based on their estimate of the amount of liability.

The State Agency has obtained an Attorney-General's Opinion to the effect that the state had the right to waive the statute of limitations on behalf of its political subdivisions. The State Agency has collected the underpayments and adjustment reports from all but eight of the political subdivisions as of this date and is in the process of collecting the remainder.

The State Agency is hopeful that all these adjustment reports can be collected before the end of this fiscal year, June 30, 1967. The waiver of the statute of limitations has been extended twice since it was originally signed and the goal of the State Agency is to have this matter cleared up by July 1, 1967.

ADMINISTRATIVE COST

The State Agency collects the administrative cost of administering the state-local OASI program each year from those state divisions and political subdivisions which participate in the program. The reporting entities are billed each August for the preceding fiscal year ended June 30.

The minimum charge for administrative cost is only \$1.00 per political reporting unit per year. Administrative cost charges are assessed on the basis of the wage contributions each reporting entity is required to make to the State Agency during the fiscal year. The rate for the fiscal year ended June 30, 1966 was only .17% of the total wage contributions made during that period by the participating reporting entities.

Your State Agency strives to keep the administrative cost of administering the program as low as possible.

RECOMMENDATIONS

Amount Necessary for Employer's Share of Old Age, Survivors and Disability Insurance Wage Contributions for General Fund Departments for Next Biennium — July 1, 1967 through June 30, 1969.

Your State Agency recommends that the sum of \$1,575,000 be appropriated for the next biennium to pay the employer's share of OASI wage contributions payable on employees of general fund state departments. The amount to be appropriated for each year is listed below:

July 1, 1967-June 30, 1968	\$760,000.00
July 1, 1968-June 30, 1969	815,000.00
Total	<hr/> \$1,575,000.00

The above estimates take into account the increase in the Social Security wage contribution rate from 4.2% to 4.4%

effective January 1, 1967 and another increase from 4.4% to 4.9% effective January 1, 1969.

A 5% increase in State general fund positions was also estimated for the biennium.

Amount Necessary for State's Share of Old Age, Survivors and Disability Insurance Wage Contributions on Public School Teachers and Nurses Whose Positions Are Covered by the New Hampshire Teachers Retirement System.

Your State Agency estimates that the Legislature should appropriate the sum of \$1,465,000 for the next biennium to pay the state's 40% portion of the employer's share of the Old Age, Survivors and Disability Insurance wage contributions payable on the public school teachers and school nurses whose positions are covered by the New Hampshire Teachers' Retirement System.

The estimate for the next biennium is as follows:

July 1, 1967-June 30, 1968	\$685,000.00
July 1, 1968-June 30, 1969	780,000.00
Total	<hr/> \$1,465,000.00

The above estimates take into account the increase in the Social Security wage contribution rate from 4.2% to 4.4% effective January 1, 1967 and another increase from 4.4% to 4.9% effective January 1, 1969.

A 10% increase in teaching positions was estimated for both years of the biennium. No provision has been made for proposed changes in the Social Security Act or for proposed salary increases for state employees and teachers.

Respectfully submitted
 GEORGE E. MURPHY, Director
 State of New Hampshire
 N. H. Department of Health & Welfare
 Division of Welfare

RESOLUTION

Rep. Claflin for the Committee on Resources, Recreation and Development offers the following resolution and moves its adoption:

Whereas, there is pending before the House of Representatives House Bill No. 318, An act to provide extra funds for the fish and game department from tolls from motor fuel used for propulsion of boats, and

Whereas, House Bill No. 318 would provide that one-half of unrefunded tolls collected from motor fuel used for propulsion of boats would be credited to the balance of the fish and game department instead of being all credited to the division of safety services as the statute now provides, and

Whereas, the constitutionality of House Bill No. 318 has been challenged because of the provisions of Part 2, Article 6-a of the New Hampshire constitution which restricts the use of certain revenues including revenues from the sale or consumption of motor vehicle fuels for highway purposes, now therefore be it

Resolved, That the Justices of the Supreme Court be respectfully requested to give their opinion upon the following questions of law:

1. Can the unrefunded tolls collected from motor fuel used for the propulsion of boats in accordance with the provisions of RSA 265:29 be appropriated by the legislature for the use of any other department other than the department of public works and highways?

2. Would the enactment of House Bill No. 318 violate any constitutional provisions of the state?

Be it Further Resolved that the Speaker transmit seven copies each of this resolution and of House Bill No. 318 to the Clerk of the Supreme Court for consideration by said court.

The Clerk read the resolutions in full.

Resolutions adopted by vv.

* * *

RESOLUTIONS

Rep. Parks offered the following Resolutions:

Whereas, the 1965 House of Representatives passed a resolution requesting the 1965 Legislative Council to study the problems of public nuisances occurring on the state borders and

to report its finding and recommendations to the 1967 General Court, and

Whereas, the 1965 Legislative Council took the problem under consideration and appointed a subcommittee to study the matter, and

Whereas, the subcommittee met with a similar committee in Vermont and discussed the various problems and came to a joint conclusion that the problems were serious, demanded more study than circumstances then warranted, and that their nature warranted continuing action on the part of this state and Vermont, and

Whereas, the Legislative Council of the state of Vermont has appointed a committee to work on the same problems during the coming year, therefore be it

Resolved by the House of Representatives in General Court convened:

That the problems of public nuisances occurring on our state borders be submitted to the 1967 Legislative Council for continuing study and cooperation with our bordering states to seek a mutually agreeable solution to the various problems confronting neighboring states that stem from public nuisances.

Resolutions adopted by vv.

* * *

The Laconia Delegation offered the following resolutions:

Whereas, it is with great sadness that we have learned of the passing of Attorney Fortunat E. Normandin, former Representative from Laconia and father of Representative Margaret Normandin, and

Whereas, Mr. Normandin has served with dedication his city, county and state in many ways, as dean of the Belknap County Bar Association, a past President of the American Bar Association, a member of two Constitutional Conventions, a member of the Laconia City Council several terms and the Laconia School Board, and was, at the time of his death, Chairman of the State Personnel Commission, therefore be it

Resolved, that we, the Members of the 1967 House of Representatives in General Court convened, do hereby pay tribute

to our late fellow Representative for his valued services to his city, county and state, and express our deepest sympathy to his family in its bereavement, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Susan Normandin.

* * *

Resolutions adopted by vv.

* * *

Reps. Ferguson, Eaton, Roger Smith and Scott-Craig, for the Appropriations Committee, offered the following resolutions:

Whereas, we are sorry to learn that our fellow Representative, Winifred Hartigan, is confined to her home as the result of an accident, therefore be it

Resolved, that we, the Members of the House of Representatives of the New Hampshire General Court, extend to her our sympathy and our best wishes for a speedy recovery from her injuries, and be it further

Resolved, that a copy of these Resolutions be transmitted to Representative Hartigan.

* * *

Resolutions adopted by vv.

COMMUNICATION

May 16, 1967

The Honorable Walter R. Peterson, Jr., Speaker
The House of Representatives
State House
Concord, New Hampshire

Dear Mr. Speaker:

Although I was very sick when Representative Greta M. Ainley of Manchester told me at the hospital that the House had passed Joint Resolutions regarding my illness, it pleased me very much to learn about it.

However, the full impact of the honor bestowed upon me did not materialize until I was well enough to have my wife open the Certificate of the Joint Resolutions which you sent me.

It was with deep humility that I read it. Only then did I fully realize the honor which the Honorable Members of the finest Representative Body in the world had paid me, an outsider. I shall prize it for the rest of my life.

Since receiving this honor, I have been operated upon. Thanks to God and the skill of a fine surgeon, I am alive today. My recuperation shall be a long one. Late in July or early August, I shall undergo surgery again to complete my operation to make me well.

Realizing that I shall not be back to work full time until after the General Court has adjourned for the 1967 session, it would be a privilege to have this letter read to the Honorable Members of the House of Representatives. It would please me very much to have them know how much I appreciate the honor they have bestowed upon me.

A copy of this letter has been sent to Representatives Marshall Cobleigh, Laurence M. Pickett, and Francis W. Tolman, Clerk of the House of Representatives.

Respectfully yours,

“Hert”

Hertel L. Pariseau

Executive Secretary

The State Employees' Assoc. of N. H.

* * *

Rep. Cobleigh moved that the House, instead of meeting on Tuesday, Wednesday and Thursday, May 30, 31 and June 1, meet on Wednesday, May 31, Thursday and Friday, June 1 and June 2, and spoke in favor of the motion.

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv.

REMARKS

Rep. Winkley asked that by unanimous consent of the House she be privileged to extend remarks.

* * *

Such consent was granted.

Rep. Cobleigh moved that remarks of Rep. Winkley be printed in the Journal at some future date.

Motion adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, resolutions by caption only, and that when the House adjourns today it be in honor of the Independence of Norway and its sons and daughters, and to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 609

relative to newspaper publication of bank reports by members of the federal reserve system.

HB 300

relative to unit ownership of real property.

HB 620

relative to penalties for driving a motor vehicle without a valid license and for misuse of number plates.

HB 428

relative to qualifications for the serving of liquor or beverages.

HB 301

relative to payment of taxes upon property sold by tax sale.

HB 341

relative to fees to tax collector for sale of real estate taxes.

HB 593

establishing a board of police commissioners for the town of Gilford.

RECONSIDERATION

Rep. Guild, having voted with the majority moved that the House reconsider its vote whereby it passed HB 593 and spoke against the motion.

Motion lost by vv.

* * *

HB 641

to require the mailing of the county budget and statement of condition to the towns and cities.

HB 137

to develop access to public waters.

* * *

SJR 5

making appropriation for cancer commission was read a third time, passed, and sent to the Secretary of State to be engrossed.

* * *

On motion of Rep. Rossley the House adjourned at 1:27 P. M., in honor of the Independence of Norway and its sons and daughters.

Thursday, May 18

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Your prayers are request for the family of the Representative from Conway, Dana Farrington. Representative Farrington died here in Concord yesterday afternoon.

Lord, keep us from being so cloistered in our legislative work that we become educated to close our eyes to the need about us. We must never believe that we are excused from the human struggle simply because we are here and the world is "out there."

Make us more deeply aware of the tragic necessities of history. And help us to know that there are times when we must change direction when we are confronted by demands for justice. Teach us, O Lord, that we must be participants in rather than impersonal spectators of the human drama. For if we do this, we stand in the Way of the Master. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Spaulding led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The 9th Grade of Hillsboro-Deering Cooperative School with their teacher, George Cormier, courtesy of Rep. Sterling.

Mr. Leigh Bosse of Hillsborough, a student at UNH, courtesy of Rep. Sterling.

The 8th Grade class from Newfound Memorial High School of Bristol, accompanied by parents and Mr. Raban Rose and Miss Tracy Mousseau, Faculty members, courtesy of Rep. Plumer.

Mrs. Gladys Howland, wife of Rep. Howland.

Miss Leslie Perfect and Miss Bonnie Kennedy, students at the University of Vermont, courtesy of Rep. Brown of Peterborough.

Mrs. Agnes Kurta, courtesy of Rep. Hurley of Manchester.

LEAVES OF ABSENCE

Rep. Crouch was granted leave of absence for the day on account of illness in the family.

Rep. Junkins was granted leave of absence for the day on account of illness.

INTRODUCTION OF BILLS

The following Bills and House Joint Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 735

to authorize counties, towns, cities and school districts to invest excess funds in Federal National Mortgage Associated notes, bank time deposits, and bank certificates of deposits. (D'Amante of Sullivan Dist. 5, and Smith of Grafton Dist. 18 — To Municipal and County Government)

HB 736

authorizing the formation of regional refuse disposal districts. (Greene of Rockingham Dist. 22 — To Municipal and County Government)

HJR 82

appropriating funds for participation in war on poverty projects. (Barnard of Hillsborough Dist. 4, Varrill of Rockingham Dist. 16, and Knight of Hillsborough Dist. 4 — To Appropriations)

COMMITTEE REPORTS

HB 623

to provide for the revision of the personal property tax and to impose a tax on income and on retail sales. Rep. Head for Ways and Means. Ought to pass with amendment.

AMENDMENT

Amend paragraph III of 77-A:2 as inserted by section 1 of the bill by inserting after the word "fiduciary" in line 2 the words (subject to the jurisdiction of the state) so that the paragraph as amended shall read:

III. A tax is imposed at the rate of three per cent upon every fiduciary, subject to the jurisdiction of the state, to be levied, collected, and paid annually to the commission, computed on the basis provided under the internal revenue code of the United States in effect at the time of the passage of this

chapter with respect to the fiduciary taxable income as thus computed, after exemptions and deductions allowed in this chapter, subject to the allocations provided in this chapter for income derived outside of this state.

Amend 77-A:4 as inserted by section 1 of the bill by striking out in line 6 the words "multistate tax compact" and inserting in place thereof the words (uniform division of income for tax purposes act) so that said section as amended shall read:

77-A:4 Allocations. If the entire business of the taxpayer is transacted within this state, the tax imposed shall be measured by the entire taxable income. If the entire business of the taxpayer is not transacted within this state and his income is derived from business done both within and without the state, the tax shall be measured by the taxable income for the taxable year as provided by the uniform division of income for tax purposes act as it is enacted in this state.

Amend paragraph IV of 77-A:5 as inserted by section 1 of the bill by striking out the word "him" in line 4 and inserting in place thereof the words (the person) so that said paragraph shall read as follows:

IV. If the taxpayer is a person who is a resident of or who is doing business in this state, other than an individual or a fiduciary allowed a deduction by paragraph I, II, or III of this section, the amount of income tax paid to, or charged to the person by a foreign state or country or political subdivision of either, on income received in the foreign source to the extent that the income taxable under this chapter is received from the foreign source, and taxed under this chapter.

Amend paragraph II of 77-A:7 as inserted by section 1 of the bill by striking out the word "in" in line 2 and inserting in place thereof the word (for) so that said paragraph as amended shall read as follows:

II. A husband and wife may make a joint return for any taxable year for which they file a joint return under the Internal Revenue Code of the United States, but not otherwise. If an individual is unable to make his own return, it may be made by his authorized agent or by the guardian or other person charged with the care of his property. Fiduciaries shall make a return when the gross income of any individual bene-

ficiary or of an estate or trust for a taxable year is six hundred dollars or over.

Amend 77-A:26 as inserted by section 1 of the bill by inserting after paragraph II the following new paragraph:

III. The lien on any taxpayer for unpaid income taxes attaches when the director or his authorized agent files written notice of the lien with the clerk of the town or city in which the taxpayer resides or has his principal place of business, and in the registry of deeds for the county where any real property belonging to the employer is situated. The lien is subordinate to all prior encumbrances of record. However, if a prior mortgage on real or personal property is written to secure a present debt and future advances by the mortgagee, the lien imposed by the director takes precedence over any advances made after the date of the notice of lien, if the director notifies the mortgagee in writing of the recording of the lien.

Amend paragraph XXVIII of 78-A:10 as inserted by section 4 of the bill by inserting after the word "pipe" in line 9 the words (or in the furnishing of telephone or telegraph service) so that said paragraph as amended shall read:

XXVIII. Sales of machinery, or replacement parts thereof, used directly in agricultural production; in commercial fishing; in an industrial plant in the manufacture, conversion, or processing of tangible personal property to be sold, including the publishing of a newspaper; in the operation of commercial radio broadcasting or television transmission; in the furnishing of power to an industrial manufacturing plant; or in the furnishing of gas, water, steam or electricity when delivered to consumers through mains, lines, or pipes or in the furnishing of telephone or telegraph service. For the purposes of this paragraph, the raising of poultry and livestock shall be construed to be included in the term "agricultural production."

Amend 78-A:10 as inserted by section 4 of the bill by inserting after paragraph XXVIII the following new paragraphs:

XXIX. Clothing and Textiles. Sales of articles of clothing, including footwear, and the sale of textiles of the kind used for clothing and the sale of textiles to the manufacturers of clothing.

XXX. The sales and furnishing of telephone or telegraph service.

Amend the bill by striking out section 5 and inserting in place thereof the following:

5 First Taxable Year. The first taxable period under RSA 77-A as inserted by this act begins January 1, 1968. The sales and use tax imposed under RSA 78-A as inserted by this act becomes effective July 1, 1967.

Amend the bill by inserting after section 5 the following new section to read as follows:

6 Division of Income Between States. Amend RSA by inserting after chapter 90 the following new chapter:

Chapter 90-A

Uniform Division of Income For Tax Purposes

90-A:1 Definitions. As used in this chapter, unless the context otherwise requires:

I. "Business income" means income arising from transactions and activity in the regular course of the taxpayer's trade or business and includes income from tangible and intangible property if the acquisition, management, and disposition of the property constitute integral parts of the taxpayer's regular trade or business operations.

II. "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed.

III. "Compensation" means wages, salaries, commissions, and any other form of remuneration paid to employees or salesmen for personal services.

IV. "Financial organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, investment company, or any type of insurance company.

V. "Non-business income" means all income other than business income.

VI. "Public utility" means any business entity which owns

or operates for public use any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, or the production, storage, transmission, sale, delivery, or furnishing of electricity, water, steam, oil, oil products or gas.

VII. "Sales" means all gross receipts of the taxpayer not allocated under sections 4 through 8 of this chapter.

VIII. "State" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

90-A:2 Allocation of Income. Any taxpayer having income from business activity which is taxable both within and without this state, other than activity as a financial organization or public utility or the rendering of purely personal services by an individual, shall allocate and apportion his net income as provided in this chapter.

90-A:3 Taxable in Another State. For purposes of allocation and apportionment of income under this chapter, a taxpayer is taxable in another state if (1) in that state he is subject to an income tax, a franchise tax measured by income, a franchise tax for the privilege of doing business, or a corporate stock tax, or (2) that state has jurisdiction to subject the taxpayer to an income tax regardless of whether, in fact, the state does or does not.

90-A:4 Non-business Income. Rents and royalties from real or tangible personal property, capital gains, interest, dividends, or patent or copyright royalties, to the extent that they constitute non-business income, shall be allocated as provided in sections 5 through 8 of this chapter.

90-A:5 Rents and Royalties.

I. Net rents and royalties from real property located in this state are allocable to this state.

II. Net rents and royalties from tangible personal property are allocable to this state:

(1) If and to the extent that the property is utilized in this state, or

(2) in their entirety if the taxpayer's commercial domicile is in this state and the taxpayer is not organized under the laws of or taxable in the state in which the property is utilized.

III. The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the taxpayer tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

90-A:6 — Capital Gains.

I. Capital gains and losses from sales of real property located in this state are allocable to this state.

II. Capital gains and losses from sales of tangible personal property are allocable to this state:

(1) if the property had a situs in this state at the time of the sale, or

(2) if the taxpayer's commercial domicile is in this state and the taxpayer is not taxable in the state in which the property had a situs.

III. Capital gains and losses from sales of intangible personal property are allocable to this state if the taxpayer's commercial domicile is in this state, in the same proportion as the taxpayer's business income is allocable to this state.

90-A:7 — Interest and Dividends. Interest and dividends, other than interest and dividends received by the taxpayer from a source at least thirty per cent of which is owned or controlled by the taxpayer, are allocable to this state if the taxpayer's commercial domicile is in this state, in the same proportion as the taxpayer's business income is allocable to this state.

90-A:8 — Patent and Copyright.

I. Patent and copyright royalties are allocable to this state:

(1) if and to the extent that the patent or copyright is utilized by the payer in this state, or

(2) if and to the extent that the patent or copyright is utilized by the payer in a state in which the taxpayer is not taxable and the taxpayer's commercial domicile is in this state.

II. A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

III. A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the taxpayer's commercial domicile is located.

90-A:9 Business Income. All business income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

90-A:10 — Property Factor. The property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property owned or rented and used during the tax period.

90-A:11 — Valuation of Property. Property owned by the taxpayer is valued at its original cost adjusted for depreciation, obsolescence, and depletion pursuant to rules and regulations adopted by the state tax commission. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rates received by the taxpayer from sub-rentals.

90-A:12 — Average Value. The average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the tax commission may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

90-A:13 — Payroll Factor. The payroll factor is a fraction, the numerator of which is the total amount paid in this state during the tax period by the taxpayer for compensation, and the denominator of which is the total compensation paid everywhere during the tax period.

90-A:14 Compensation. Compensation is paid in this state if:

I. the individual's service is performed entirely within the state; or

II. the individual's service is performed both within and without the state but the service performed without the state is incidental to the individual's service within the state; or

III. some of the service is performed in the state and (1) the base of operations or, if there is no base of operations, the place from which the service is directed or controlled is in the state, or (2) the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

90-A:15 Sales Factor. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this state during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period.

90-A:16 Sales of Tangible Personal Property. Sales of tangible personal property are in this state if the property is delivered or shipped to a purchaser within this state regardless of the f.o.b. point or other conditions of the sale.

90-A:17 Sales, Non-tangible Personal Property. Sales, other than sales of tangible personal property, are in this state if:

I. the income-producing activity is performed in this state; or

II. the income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance.

90-A:18 Review. If the allocation and apportionment provisions of this chapter do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for, in respect to all or any part of the taxpayer's business activity, if reasonable:

I. separate accounting:

II. the exclusion of any one or more of the factors:

III. the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

IV. the employment of any other method to effectuate an equitable allocation of the taxpayer's income.

90-A:19 Construction. This chapter shall be so construed as to effectuate its general purpose to make uniform the law of those states which enact it.

90-A:20 Citation. This chapter may be cited as the Uniform Division of Income for Tax Purposes Act.

Further amend the bill by renumbering section 6 to read section 7.

Amend the bill by striking out section 6 and inserting in place thereof the following:

7 Taxation through 1967.

I. The provisions of this act do not affect any taxation made for the tax year beginning April 1, 1967 of the stock in trade tax under RSA 72:15 I, of neat stock under RSA 72:15 V; of poultry under RSA 72:15 VII; of domestic rabbits under RSA 72:15 X; of fur bearing animals under RSA 72:16; and of stud-horses or jackasses under RSA 73:26, and each taxpayer who owned taxable property on April 1, 1967 under any of the sections listed in this paragraph is not relieved from the liability to pay the tax assessed April 1, 1967 by reason of the repeal of those sections by this act.

II. A final return under RSA 77 on income received from

interest and dividends is due May 1, 1968 for the period January 1, 1967 to December 31, 1967 inclusive. The tax commission is authorized to process all returns made under RSA 77 until all taxes and penalties imposed under the chapter for the calendar year 1967 have been collected.

8 Preparation for Administration. The tax commission may incur necessary expenses during the fiscal year ending June 30, 1967 to prepare for the work involved in administering the provisions of this act, to include the purchasing of furniture and equipment, and the hiring and training of personnel.

9 Effective Date. This act shall take effect on July 1, 1967, except that the repeal of RSA 77 under paragraph I of section 2 of the act shall take effect January 1, 1968.

* * *

Rep. Cone spoke in favor of the bill as amended.

(discussion ensued)

Rep. Cobleigh rose on a point of explanation.

(discussion ensued)

Reps. Winkley, O'Hara and deBlois spoke against the bill.

(Rep. Cobleigh in the Chair)

Reps. Bednar and Ciborowski spoke against the bill.

Reps. Scott-Craig, Spitzli, Greene, Nahil, Raiche and Shirley Clark spoke in favor of the bill.

(Speaker in the Chair)

Rep. O'Neil spoke in favor of the bill.

(discussion ensued)

RECESS

AFTER RECESS

Question being on the committee amendment to HB 623.

Rep. Graf spoke in favor of the bill as amended.

(Rep. Cobleigh in the Chair)

Reps. Manchester, Plumer, Williamson, McQuade and Galbraith spoke in favor of the bill.

Rep. Keefe spoke against the bill.

(Speaker in the Chair)

Rep. Stephen Smith spoke in favor of the bill.

(discussion ensued)

Rep. Leo Dion moved that HB 623 be indefinitely postponed.

Rep. Pickett spoke in favor of the motion.

Rep. O'Neil spoke against the motion.

(discussion ensued)

Rep. Ciborowski spoke in favor of the motion.

Rep. Guild spoke against the motion.

Rep. Maloomian moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

Question being on the motion by Rep. Leo Dion that further consideration of HB 623 be indefinitely postponed.

Rep. Bingham demanded the yeas and nays and it was seconded by Rep. O'Neil.

ROLL CALL

YEAS — 233

MERRIMACK COUNTY: Gay, Paul B., Maxwell, Enright, Gamache, Kersting, Buatti, Mousseau, Gilman, Laroche, Mattice, York, Edward H., Davis, Alice, Howland, Rufo.

ROCKINGHAM COUNTY: Persson, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Stratton, Tarbell, Barron, Morrill, Sayer, Clark, Ernest D., White, George W. Sr., Palmer, Schwaner, Spollett, Cummings, Everett, Landrigan, Goodrich, Sewall, Twardus, Varrill, Hamel, Crossland, Cheney, George L., Barnes, Ciborowski, Keefe, Maynard, McEachern, Archie D., Conlon, Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Jameson, White, Julia H., Gerber, Rossley.

STRAFFORD COUNTY: Canney, Drew, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Rolfe, Hartigan, Winkley, Rubins, Vickery, Beaudoin, Johnson, Harry S., Corriveau, Blanchette, Leighton, Nelson, Bernard, Guilmette, Mudgett, Murphy, Young, Colbath, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Gaffney, Prudhomme, Barrows, D'Amante, Wright, Herbert H.

BELKNAP COUNTY: Urie, Piper, Watson, Chamberlain, Kenneth W., Sr., Deblois, McCarthy, Normandin, Prescott, Stafford.

CARROLL COUNTY: Howard, Davis, Esther M., Roberts, Milburn F., Hayes, Davis, Dorothy W., Hickey, Claflin, Fox.

CHESHIRE COUNTY: Forbes, McGinness, Johnson, Elmer L., Keating, Webster, Saunders, Heald, Cleon E., MacKenzie, Pickett.

COOS COUNTY: Huggins, Noyes, Bushey, Hunt, Manning, A. George, O'Hara, Oleson, Dubey, Fortier, Sullivan, Desilets, Sheridan, York, Elmer H., Brungot, Williams, Gagnon, Parent, Thurston.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, McGee, Frazer, Anderson, Fayne E., Putnam, Morse, Pryor, Bradley.

HILLSBOROUGH COUNTY: Edwards, Eaton, Sterling, Sawyer, Barnard, Bartlett, Weillbrenner, Colburn, Marjorie D., Karnis, Fortin, Heald, Philip C., Jr., Warren, Carter, Coburn, Roscoe N., Bragdon, Christie, Bridges, Bouchard, Maurice L., Barker, Helen A., Burnham, Cobleigh, Belcourt, Lesage, Drabinowicz, Mason, Reynolds, Desmarais, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Boisvert, Dubois, Lavallee, Bissonnette, Latour, Bednar, Gallagher, Keenan, Keeney, Cox, Wright, John W., Jr., Ainley, Lang, Pettigrew, Soucy, Emile J., Ackerson, Barrett, Gardner, William J., Mahony, Montplaisir, Bruton, Dion, Leo L., Duhaime, Armand L., Pratt, Cullity, McDermott, Manning, Thomas E., Casey, Clancy, Conway, Healy, Lomazzo, O'Connor, Thibeault, LaFrance, Leclerc, Martel, Albina S., Bernier, Champagne, Chevette, Delisle, Derome, Walsh, Michael P., Belanger, Bergeron, Grady, Edward J., Sweeney, James A., Hurley, Martel, Albert A., Normand, Capistran, Levasseur, Nalette, Allard, Daniel, Lambert, Rousseau, Soucy, Charles A., Burke, Grady, Emmett J., Vachon.

NAYS — 134

MERRIMACK COUNTY: Sherman, Kenneth L., Gile, Reddy, Hanson, Gordon, George E., Kopperl, Thompson, Doris L., Kelley, Greeley, Bork, Thompson, Arthur E., Cate, Henry, Call, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Peaslee, Sanders, Babineau, Fuller, Newell.

ROCKINGHAM COUNTY: Fernald, Griffin, Gaskill, Hall, Morrison, Underwood, Hoar, Barker, Nelson E., Collishaw, Eastman, Ferron, Casassa, Ratoff, Shindledecker, Leavitt, Greene, McDonough, Weeks, Osborn, Bowlen.

STRAFFORD COUNTY: Dawson, Moulton, Berry, Clark, Shirley M., Cochrane, Tirrell, Balomenos, McQuade.

SULLIVAN COUNTY: Logan, Mackintosh, Angus, Campbell, Nahil, Spaulding, Burrows, Cummings, Maurice H., Saggiotes, Frizzell, Galbraith, Merrifield, Williamson.

BELKNAP COUNTY: Allan, Stuart B., Joslyn, Randall, Guild, Roberts, George B., Dearborn, Head, Dulac, Lucien R., Foster.

CARROLL COUNTY: Chamberlain, Leslie M.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Trowbridge, Yardley, Austin, Bussiere, Allen, James F., Bennett, Jennie B., Stearns, Dunham, Hackler, MacFarlane, O'Neil, Pollock, Guttersen, Smith, Robert A., Barker, Sheldon L., Moran.

COOS COUNTY: Marsh, Drake, Sherman, Lloyd G., Taylor, Emerson.

GRAFTON COUNTY: Berringer, Foss, Bennett, Phil A., McMeekin, Park, Cone, Manchester, Scott-Craig, Smith, Manson B., Duhaime, Roger M., Dulac, Lucina A., Merrill, Whipple, Ellms, Plumer, Bell, Smith, Stephen W., Sr., Willey.

HILLSBOROUGH COUNTY: Knight, Davis, Donald C., Brown, Robert C., Ferguson, Brocklebank, Wallin, Levesque, Dion, Robert A., Cares, Peabody, Graf, Loxton, Wiggin, Gordon, Charles F., Milne, Corey, Blanchard, Raiche.

PAIRS

McGrail of Hillsborough, District 40 voting yes, paired with Roby of Merrimack, District 26 voting no.

Beard of Grafton, District 11 voting yes, paired with Peever of Rockingham, District 7 voting no.

LaPlante of Hillsborough, District 16 voting yes, paired with Junkins Rockingham, District 16 voting no.

Rep. Remick of Carroll, District 4 refrained from voting under Rule 16.

and the motion to indefinitely postpone prevailed.

* * *

Rep. Pickett moved that the balance of the calendar, including the special orders, be held over until Tuesday next.

Rep. Cobleigh spoke in favor of the motion.

Rep. Christie requested a division.

The division vote being manifestly in the affirmative, the motion prevailed.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

Rep. Pickett moved that when the House adjourns today it adjourn to meet next Tuesday morning at 11:00 o'clock.

Motion prevailed by vv.

* * *

The Chair announced that May 12th was the 78th birthday of Rep. Margaret T. Webster.

* * *

On motion of George Roberts, Jr. the House adjourned at 3:59 P.M.

Tuesday, May 23

The House met at 11:00 o'clock.

Rep. Cobleigh in the Chair.

JOINT CONVENTION

Prayer was offered by guest Chaplain Stephen Greene from the South Congregational Church of Concord.

Eternal God, our Father, our help in ages past, our hope for years to come; we come before Thee at this point of time seeking that guidance and grace which Thou alone canst give.

May this legislature be renewed in insight and integrity. May it be diligent for justice, abundant in compassion, and devoted to the true welfare of all the people of this state. May it be especially sensitive to the human needs in our midst which have no lobby to articulate them, the human needs so easily forgotten or glossed over. May each man and woman here be given fresh resources of patience and wisdom and courage. And may the influence of our mingled religious heritages here be expressed, not in pious words and conventional gestures, but in doing justice and speaking truth, in making hard choices and bearing up under difficult responsibilities.

O Lord, let our prayers give to each of us a deeper and more enduring sense of Thy guiding spirit. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. A. George Manning led the Convention in the Pledge of Allegiance to the Flag.

* * *

The Dover Choraleers, consisting of 90 musicians selected from a group of 360, with their leader, Robert E. Moore, entertained the Convention, sponsored by the Dover Delegation.

* * *

On motion of Senator Koromilas, of the 21st District, the Joint Convention arose.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today.

Mrs. John Hayes of Hawthorne, New Jersey, who is 84 years young, mother of Rep. Hayes and his sister, Mrs. Alex J. Cantilina, also of Hawthorne, New Jersey. Mrs. Cantilina is President of the Altrusa Club of Passaic County, an affiliate of Altrusa International, a woman's classified service organization, celebrating its 50th year of service to women all over the world this year.

The Civics class from Pittsburg High School and their teacher, Mrs. Manning, courtesy of Rep. Huggins.

60 pupils from the 4th grade of the Humiston School of Meredith and their teachers, Mrs. Dorothy Francisco, Mrs. Athalie Rand, courtesy of Reps. Allan and Piper.

A group of students from the Allen School with Mrs. La-Casse, courtesy of The Rochester Delegation.

A group of students from the Marston School, courtesy of the Hampton Delegation.

A group of students from the Epping Junior High School, courtesy of Rep. Goodrich.

Captain Kenneth R. LaTour, USAF, son of Rep. John LaTour, a B-52 Bombardier just returned from Guam after completing 15 combat missions over Vietnam.

A group of 4th grade students from the Sherburne School of Portsmouth, courtesy of Reps. Joseph McEachern, C. Cecil Dame and Osborn.

Miss Sally Scott of New Castle, courtesy of Rep. Rossley.

Ex. Rep. Pillsbury of Sandown, courtesy of Rep. Everett Cummings.

Mr. Gardner R. Benson, Selectman of Brookline, courtesy of Rep. Bridges.

LEAVES OF ABSENCE

Rep. Taylor was granted indefinite leave of absence on account of illness.

Reps. Lomazzo and Drake were granted leave of absence for the day on account of important business.

Rep. Kenneth Sherman was granted leave of absence for today and Wednesday on account of death in the family.

Rep. Whipple was granted leave of absence for the week on account of illness.

Rep. Foss was granted leave of absence for the week on account of important business.

INTRODUCTION OF BILLS

The following Bills and Constitutional Amendment-Concurrent Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 718

making appropriations for the expenses of certain departments of the state for the year ending June 30, 1968. (Eaton of Hillsborough Dist. 2 — To Appropriations)

HB 719

making appropriations for the expenses of certain departments of the state for the year ending June 30, 1969. (Eaton of Hillsborough Dist. 2 — To Appropriations)

HB 737

relative to licenses to operate motor vehicles. (Cate of Merrimack, Dist. 20, Tasoulas of Cheshire Dist. 13, Marcotte of Strafford Dist. 5, Chasse of Strafford Dist. 8, and LaPlante of Hillsborough Dist. 16 — To Transportation)

HB 738

licensing insurance claims adjusters. (Roberts of Belknap Dist. 6 — To Insurance)

HB 739

to require that parked cars be parked with their right wheels at the right side of the traveled portion of the highway. (Gerber of Rockingham Dist. 28 — To Transportation)

HB 740

to increase the discount allowed in sale of liquor to hotels and clubs. (Pickett of Cheshire Dist. 10 — To Liquor Laws)

HB 741

enabling residents temporarily outside the United States to register. (Sterling of Hillsborough Dist. 2 — To Judiciary)

HB 742

relative to formation of a cooperative school district by two or more existing contiguous districts. (Bradley of Grafton Dist. 19 — Fortin of Hillsborough Dist. 9, Heald of Hillsborough Dist. 10, and Johnson of Cheshire Dist. 9 — To Education)

HB 743

relative to power of state board of education to reorganize supervisory unions. (Bradley of Grafton Dist. 19, Fortin of Hillsborough Dist. 9, Heald of Hillsborough Dist. 10, and Johnson of Cheshire Dist. 9 — To Education)

HB 744

disannexing a certain portion of Lisbon town school district and annexing the same to Sugar Hill school district. (Foss of Grafton Dist. 4 — To Education)

HB 745

abolishing the state racing commission and creating a state running horse racing commission and a state harness horse racing commission. (MacFarlane of Cheshire Dist. 11 — To Executive Departments and Administration)

HB 746

authorizing tax exemption for charitable fraternal organizations. (Pickett of Cheshire Dist. 17 — To Ways and Means)

HB 747

relative to the collection of the motor vehicle road toll. (Bigelow of Merrimack Dist. 3, Williamson of Sullivan Dist. 9, Fuller of Merrimack Dist. 26, Roby of Merrimack Dist. 26 — To Executive Departments and Administration)

Constitutional Amendment — Concurrent Resolution No. 10

Relating To: Compensation and Reimbursement for Expenses of Members of the General Court.

Providing That: Members shall receive a per diem of twenty-five dollars, travel allowance of one round trip a week, and reimbursement for actual expenses. (Cheney of Merrimack Dist. 23, and Rufo of Merrimack Dist. 28 — To Judiciary)

Constitutional Amendment — Concurrent Resolution No. 11

Relating to: an Additional Method for Proposing Constitutional Amendments.

Providing For: Proposing Amendments by Petition of the Voters. (Cares of Hillsborough Dist. 24, Bednar of Hillsborough Dist. 23, and Karnis of Hillsborough Dist. 8 — To Judiciary)

COMMITTEE REPORTS

HB 111

relative to expanded state activity in the field of water pollution control. Rep. Moulton for Engrossed Bills. Ought to pass with amendment under Joint Rule 15.

AMENDMENT

Amend section 2 of the bill by striking out the first twelve lines and inserting in place thereof the following:

2 Membership. Amend paragraph I of RSA 149:2 (supp) as amended by 1955, 96:1; 1961, 222:1 and 223:3; and 1965, 267:2 by striking out the same and inserting in place thereof the following:

* * *

The Clerk read the amendment in full.

Amendment adopted by vv.

HB 692

relative to the procurement of liability insurance in the operation of a ski tow at the Laconia state school. Rep. Robert A. Smith for Insurance. Ought to pass.

Referred to Appropriations under the Rules.

SB 154

relative to the uniform gifts to minors law and providing for life insurance policies and annuity contracts. Rep. Bussiere for Insurance. Ought to pass.

Ordered to third reading by vv.

HB 551

relative to the appointment of bail commissioners, and to surety companies acting as professional bondsmen. Rep. Capistran for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 2 and renumbering section 3 to read section 2.

* * *

Amendment adopted, ordered to third reading by vv.

HB 599

relative to entry fees for courts of probate. Rep. Gorham for Judiciary. That it be referred to the Judicial Council.

Resolution adopted by vv.

HB 643

relative to guarantees of child support in domestic relations matters. Rep. Sterling for Judiciary. Inexpedient to legislate.

At the request of Rep. Maloomian, Rep. Spitzli explained the bill.

Resolution adopted by vv.

HB 644

relative to marriage counseling. Rep. Brungot for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 647

relative to notification in case of changing a voting domicile. Rep. Sterling for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 652

establishing the liability of parents or guardians for malicious injury or destruction caused by minors. Rep. Gorham for Judiciary. Inexpedient to legislate.

At the request of Rep. Coburn, Rep. Gorham explained the bill.

Rep. Bradley moved that HB 652 be referred to Legislative council and spoke in favor of the motion.

(discussion ensued)

Reps Coburn and Barron spoke in favor of the motion.

Reps. Spitzli, Capistran and Gordon spoke against the motion.

(discussion ensued)

Reps. Mackintosh and Trowbridge spoke in favor of the motion.

Reps. Healy and Gardner spoke against the motion.

Rep. Bradley withdrew his motion to refer the bill to the Legislative Council.

Rep. Gordon moved that the bill be recommitted to the Judiciary committee and spoke in favor of the motion.

Rep. Spitzli spoke against the motion.

The question being to recommit to committee.

On a vv vote the motion lost.

Rep. Gordon requested a division.

111 members having voted in the affirmative and 162 in the negative the motion to recommit was lost.

The question now being on the resolution Inexpedient to Legislate.

Resolution adopted by vv.

Rep. Helen Barker wished to be recorded as voting against the resolution.

HB 653

relative to unfair sales practices and the enforcement of the unfair sales act, Rep. Healey for Judiciary. Inexpedient to legislate.

Rep. Hayes moved that HB 653 be referred to the Legislative Council and spoke in favor of the motion.

Reps. Spitzli, Gorham and Brungot spoke against the motion.

Reps. Mahoney and D'Amante spoke in favor of the motion.

Motion lost by vv.

The question now being on the resolution of the committee.

Resolution adopted by vv.

ENGROSSED BILLS REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, House Joint Resolutions, Senate Bills and Senate Joint Resolution:

HB 239

relative to salary for the register of deeds of Belknap county.

HB 496

to provide that tuition payment obligations of an area sending district are not indebtedness for the purpose of determining borrowing capacity.

HB 610

relative to compensation of sheriff and deputy sheriff of Carroll county.

SJR 5

making appropriation for cancer commission.

HJR 18

in favor of Crop Protection Institute, Inc.

HJR 46

in favor of North Conway fire department.

HB 495

clarifying the law establishing the school building authority and increasing the limit of state guarantee.

HB 102

relative to state guarantee of municipal bonds and water pollution projects.

HB 449

to authorize towns to make by-laws regulating the operation of motor vehicle race tracks.

HB 497

to legalize the election of officers of the Warner school district at the annual town meeting in the town of Warner on March 14, 1967.

HB 514

to legalize the proceedings of the 1965 annual meeting of the Bay District, consisting of a portion of the towns of Center Harbor and Moultonboro.

HB 527

legalizing proceedings at the annual meeting of the Mascoma Valley Regional School District held in the town of Canaan on March 22, 1967.

HB 534

to permit the town of New Durham to borrow money in excess of its debt limit.

HB 504

authorizing the voters of Charlestown to vote again on the question of the retention of the municipal court.

SB 68

relative to unlicensed dogs.

Rep. Moulton for the Committee.

RECESS**AFTER RECESS**

(Speaker in the Chair)

HB 663

relative to punishment of attempts to commit felonies and murder. Rep. Healy for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 671

relative to checklists for elections other than the primary. Rep. Healy for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 480

legalizing the annual town meeting held in the town of Derry on March 14, 1967. Rep. Sheldon L. Barker for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend section 1 by striking out the same and inserting in place thereof the following:

1 Proceedings Legalized. All the votes and proceedings, pertaining to the raising and appropriating money and authorizing the issuance of notes and bonds, and the election of town officers at the annual town meeting held in the town of Derry on March 14, 1967, are hereby legalized, ratified and confirmed, but specifically not ratifying the proceedings, notices and ballots pertaining to zoning changes.

* * *

Amendment adopted, ordered to third reading by vv.

HB 390

for additional reimbursement to institutions and nursing homes for cost of care of certain welfare programs. Rep. Cochrane for Public Welfare and State Institutions. Inexpedient to legislate.

Resolution adopted by vv.

HB 426

to classify the surface waters of Lake Sunapee as Class A water. Rep. Claflin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after its passage" and inserting in place thereof the

word and figures (January 1, 1970) so that said section as amended shall read:

2 Effective Date. This act shall take effect January 1, 1970.

* * *

Amendment adopted, ordered to third reading by vv.

HB 561

to exempt from local real property taxes real estate belonging to the Benevolent and Protective Order of Elks. Rep. Canney for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

HB 469

relative to the preparation and publication of an edition of the directory of charitable trusts. Rep. Ferguson for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Register of Charitable Trusts. Amend RSA 7 by inserting after section 32 the following new section: 7:32-a Directory. The director of charitable trusts shall prepare and distribute from time to time a directory giving information relative to charitable trusts. This directory shall be for distribution to the public upon the payment of such price therefor as determined by the said director. The costs of such publication shall be paid from funds appropriated therefor and all funds received from the sale of the publication shall be paid to the state treasurer.

* * *

Amendment adopted, ordered to third reading by vv.

SJR 11

eliminating the prohibition against transfer of certain appropriations of the department of safety. Rep. Ferron for Appropriations. Ought to pass.

Ordered to third reading by vv.

HJR 26

making an appropriation to construct a barn at Laconia state school. Rep. Sheridan for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the joint resolution by striking out the caption and inserting in its place the following:

making an appropriation to construct a silo
hay storage process at Laconia state school.

Further amend the joint resolution by striking out all after the resolving clause and inserting in its place the following:

That the sum of thirty-six thousand eight hundred dollars is hereby appropriated for construction at the Laconia state school of a harvestore process or similar type silo hay storage process program consisting of two silos, a blower unit, a field chopper with screen, a mower-conditioner unit, two barn carts, and the installation costs for the project. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

* * *

Rep. Elmer Johnson arose on a point of information.

Amendment adopted by vv.

Rep. Sheridan offered the following amendment.

AMENDMENT

Further amend the joint resolution by striking out all after the resolving clause and inserting in its place the following:

That the sum of thirty-six thousand eight hundred dollars is hereby appropriated for construction at the Laconia state school of a harvestore process or similar type silo hay storage process program consisting of two silos, a blower unit, a field chopper with screen, a mower-conditioner unit, two barn carts, and the related costs for the project. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

* * *

The Clerk read the amendment in full.

Rep. Sheridan explained his amendment.

Amendment adopted, ordered to third reading by vv.

HJR 72

in favor of Francis W. Tolman et al. Rep. MacFarlane for Claims and Aeronautics. Ought to pass with amendment.

AMENDMENT

Amend the joint resolution by inserting after the words "eighteen dollars" in line 10 the words (Yvette L. Gosselin, forty-four dollars) so that the joint resolution as amended shall read:

There are hereby appropriated for the payment of salary for the week immediately preceding the convening of the 1967 general court the following sums to the herein listed persons: Francis W. Tolman, one hundred dollars, J. Milton Street, sixty dollars, Marion C. Colby, one hundred forty-one dollars, Dorothy M. Spear, eighty-one dollars, Forrest A. Bucklin, sixty-six dollars, Alice P. Pinkham, ninety-two dollars, Andrea L. Lyons, forty-four dollars, Helen B. Martin, fifty dollars, Lloyd E. Fogg, thirty-one dollars, J. Edward Silva, twenty-two dollars, Margaret L. MacPherson, sixty-six dollars, Randolph Milligan, eighteen dollars, Yvette L. Gosselin, forty-four dollars, and Ruth M. West, twenty-two dollars. Said sums appropriated shall be a charge against the legislative appropriation.

* * *

Amendment adopted, ordered to third reading by vv.

HB 592

requiring permanent policemen to be members of policemen's retirement system. Rep. Lloyd G. Sherman for Executive Departments and Administration. Inexpedient to legislate; subject matter covered by previous legislation.

Resolution adopted by vv.

HB 635

modifying the teachers' retirement system. Rep. Lloyd G. Sherman for Executive Departments and Administration. In-

expedient to legislate; subject matter covered by previous legislation.

Resolution adopted by vv.

SB 150

relating to the industrial park authority. Rep. Ratoff for Executive Departments and Administration. Ought to pass.

Referred to Appropriations under the Rules.

HB 33

relative to requirements for dredging lands near public waters and near certain private marshes. Rep. Urie for Resources, Recreation and Development. Ought to pass with amendment.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relating to excavating, filling and dredging in and adjacent to tidal waters.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Tidal Waters. Amend RSA by inserting after chapter 483 the following new chapter:

Chapter 483-A

Tidal Waters

483-A:1 Excavating and Dredging. No person shall excavate, remove, fill or dredge any bank, flat, marsh, or swamp in and adjacent to tidal waters without written notice of his intention to excavate, remove, fill or dredge to the New Hampshire Port Authority. Said notice shall be sent by registered mail to the New Hampshire Port Authority at least thirty days prior to such excavating, removing, filling or dredging with a detailed plan drawn to scale of the proposed project.

483-A:2 Hearing. The New Hampshire Port Authority shall hold a public hearing on said proposal within thirty days of the receipt of said notice, and shall notify by mail the person intending to do such excavating, removing, filling or dredging, the department of public works and highways, the selectmen or the proper city official of the municipality involved, the office of planning and research, division of economic development

or its successor, the water pollution commission and the New Hampshire fish and game department, of the time and place of said hearing.

483-A:3 Powers of New Hampshire Port Authority. The New Hampshire Port Authority may deny the petition, or may require the installation of bulkheads, barriers, proper retention and, or, containment structures to prevent subsequent fill runoff back into tidal waters or other protective measures. If the area on which the proposed work is to be done contains shellfish or is necessary to protect marine fisheries and wildlife, the director of the New Hampshire fish and game department may impose such conditions or measures as he may determine necessary to protect such shellfish or marine fisheries and wildlife, and work shall be done subject thereto.

483-A:4 Rehearing. Any party to the action or proceedings before the New Hampshire Port Authority may apply for a rehearing under the procedure as provided by RSA 541.

483-A:5 Penalty. Whoever violates any provision of this chapter shall be liable for the removal of fill, spoil or structure placed in violation hereof and shall be fined not more than one thousand dollars, and the superior court shall have jurisdiction in equity to restrain a continuing violation of this chapter.

2 Effective Date. This act shall take effect sixty days after its passage.

* * *

Amendment adopted by vv.

At the request of Rep. Greene, Rep. Claffin answered questions.

Ordered to third reading by vv.

HB 211

relative to the prevention of pollution from dredging, filling, mining, or other construction. Rep. Urie for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend paragraph VI of 149:8 as inserted by section 1 of

the bill by striking out the words "of any kind whatsoever" in line 2 and by striking out the word "necessities" in line 8 and inserting in place thereof the word (circumstances) so that said paragraph as amended shall read:

VI. Any person proposing to dredge, excavate, place fill, mine, or undertake construction in the surface waters of the state shall be directly responsible for the submission of plans concerning such proposal to the commission at least thirty days prior to undertaking any such activity and obtain permission from the commission in writing to conduct such operations. The commission shall have full authority to establish the terms and conditions under which said permit may be exercised, giving due consideration to the circumstances involved and the purposes of this chapter. Nothing contained herein shall be construed to modify or limit the duties and authority conferred upon the water resources board and the governor and council under the provisions of RSA 482.

* * *

Amendment adopted, ordered to third reading by vv.

HB 650

relative to placing fill in public waters. Rep. Urie for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend 482:41-e as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

Amend RSA 482:41-e as inserted by section 1 of the bill by inserting in line five after the word "thereby" the words (adjacent to such water bodies) and by inserting in line sixteen after the word "aircraft" the words (or such other minor improvements of shore lines as the water resources board by regulations may allow) so that the section as amended shall read as follows: 482:41-e Artificial Fill. No person, firm or corporation shall place or cause to be placed any fill below the mean high water level of any public waters nor below the artificially created high water level of public owned water bodies in this state with the intent or with the effect of creating or forming

filled land thereby adjacent to such water bodies except as provided in this subdivision. For the purposes of this subdivision, public waters are defined as all natural ponds of more than ten acres. Public owned water bodies are defined as those bodies of water whose artificial high water level is maintained by the state's exercise of its flowage rights on these ponds. The prohibition hereof shall not apply to the state, the federal government, or to municipal corporation, or to their agents acting within the scope of their official duties. However, these excepted entities shall inform the water resources board of their intent to place fill in public waters. The provisions of this chapter shall not apply to the construction of piers, wharves or piers designated or intended for the mooring of water craft or aircraft or such other minor improvements of shore lines as the water resources board by regulations may allow. However, plans for all commercial piers and wharves and/or all piers or wharves whose construction shall consist of placing fill shall be reviewed by the water resources board.

Amend RSA 482:41-f as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

482:41-f Grant of Right. The governor and council, upon petition and upon the recommendation of the water resources board, may, for just consideration, grant to an owner of shoreline on public waters, the right to place fill in the bed of such pond before his shoreline. Every petition to place fill in the bed of public waters shall be referred to the water resources board and said board after thirty days notice to abutters, and to the selectmen of the town or mayor and council of the city in which the property is situate, and to commissioner of fish and game, and to the water pollution commission, and to the department of public works and highways, and to the department of planning and research, and to the division of parks, and to the division of public health shall hold a public hearing notice of which shall be published twice in two different weeks, the last publication to be seven days before the hearing, in one newspaper of general circulation throughout the state and another newspaper of general circulation in the town or city, and notice posted in two public places in the town or city and upon appropriate investigation shall make its recommendations to the governor and council with regard to such peti-

tion. If the board recommends that the petition be granted, in whole or in part, such recommendation shall include appropriate specifications and conditions necessary to the protection of public rights, and to the protection of the rights and privileges of persons owning land in the vicinity of the area to be filled by the petitioner. The grant of the governor and council shall be evidenced by an instrument in writing, executed by the governor and council and attested by the secretary of state and recorded in the county where the right is to be exercised. Land created by fill in accordance with the grant of the governor and council shall belong to the owner of the natural shore line as if it were formed by natural accretion. The owner of a shoreline on a public owned water body may petition the water resources board for the right to place fill below the artificially created high water level of a public owned water body to the extent that the flowage rights owned by the state allow.

* * *

Amendment adopted by vv.

At the request of Rep. Sheldon L. Barker, Rep. Claffin answered questions.

(discussion ensued)

Rep. Claffin offered the following amendment and moved its adoption.

AMENDMENT

Amend RSA 482:41-f as inserted by section I of the bill by striking out the same and inserting in place thereof the following:

482:41-f Grant of Right. The governor and council, upon petition and upon the recommendation of the water resources board, may, for just consideration, grant to an owner of shoreline on public waters, the right to place fill in the bed of such pond before his shoreline. Every petition to place fill in the bed of public waters shall be referred to the water resources board and said board after thirty days notice to abutters, and to the selectmen of the town or mayor and council of the city in which the property is situate, and to commissioner of fish and game, and to the water pollution commission, and to the

department of public works and highways, and to the department of planning and research, and to the division of parks, and to the division of public health shall hold a public hearing, at which a majority of the members of the water resources board shall be present, notice of which shall be published twice in two different weeks, the last publication to be seven days before the hearing, in one newspaper of general circulation throughout the state and another newspaper of general circulation in the town or city, and notice posted in two public places in the town or city and upon appropriate investigation shall make its recommendations to the governor and council with regard to such petition. If the board recommends that the petition be granted, in whole or in part, such recommendation shall include appropriate specifications and conditions necessary to the protection of public rights, and to the protection of the rights and privileges of persons owning land in the vicinity of the area to be filled by the petitioner. The grant of the governor and council shall be evidenced by an instrument in writing, executed by the governor and council and attested by the secretary of state and recorded in the county where the right is to be exercised. Land created by fill in accordance with the grant of the governor and council shall belong to the owner of the natural shoreline as if it were formed by natural accretion. The owner of a shoreline on a public owned water body may petition the water resources board for the right to place fill below the artificially created high water level of a public owned water body to the extent that the flowage rights owned by the state allow.

* * *

On motion of Rep. Claflin reading of the amendment was dispensed with and Rep. Claflin explained the amendment.

Amendment adopted, ordered to third reading by vv.

HB 662

relative to excavating and dredging in public waters. Rep. Urie for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend RSA 488-A:1 as inserted by section 1 of the bill by

striking out the word "meadow" in line 2 and by inserting after the word "any" in line 3 the word (adjacent) so that said section as amended shall read:

488-A:1 Excavating and Dredging. No person, firm, or corporation shall excavate, remove, or dredge any bank, flat, marsh, swamp, or lake bed that lies below the mean high water level of any adjacent public waters of this state, except as provided in this chapter. For the purposes of this chapter, public waters are defined as all natural ponds of more than ten acres.

Amend RSA 488-A:2 as inserted by section 1 of the bill by striking out the section and inserting in place thereof the following:

488-A:2 Grant of Right. The governor and council, upon petition and upon the recommendation of the water resources board, may, for just consideration, grant to an owner of a shore line on public waters the right to excavate, remove, or dredge any bank, flat, marsh, swamp or lake bed before his shore line. Every petition to excavate or dredge said areas shall be referred to the water resources board, and said board after thirty days notice to abutters, and to the selectmen of the town or mayor and council of the city in which the property is situate, and to the commissioner of fish and game, and to the water pollution commission, and to the department of public works and highways, and to the department of planning and research, and to the division of parks, and to the division of public health shall hold a public hearing notice of which shall be published twice in two different weeks, the last publication to be seven days before the hearing, in one newspaper of general circulation throughout the state and another newspaper of general circulation in the town or city, and notice posted in two public places in the town or city and upon appropriate investigation shall make its recommendations to the governor and council with regard to such petition. If the board recommends that the petition be granted, in whole or in part, such recommendation shall include appropriate specifications and conditions necessary to the protection of public rights and to the protection of the rights and privileges of persons owning land in the vicinity of the area to be excavated or dredged by the petitioner.

* * *

Amendment adopted by vv.

Rep. Claflin offered the following amendment and moved its adoption.

AMENDMENT

Amend RSA 488-A:2 as inserted by section 1 of the bill by striking out the section and inserting in place thereof the following:

488-A:2 Grant of Right. The governor and council, upon petition and upon the recommendation of the water resources board, may, for just consideration, grant to an owner of a shore line on public waters the right to excavate, remove, or dredge any bank, flat, marsh, swamp or lake bed before his shore line. Every petition to excavate or dredge said areas shall be referred to the water resources board, and said board after thirty days notice to abutters, and to the selectmen of the town or mayor and council of the city in which the property is situate, and to the commissioner of fish and game, and to the water pollution commission, and to the department of public works and highways, and to the department of planning and research, and to the division of parks, and to the division of public health shall hold a public hearing, at which a majority of the members of the water resources board shall be present, notice of which shall be published twice in two different weeks, the last publication to be seven days before the hearing, in one newspaper of general circulation throughout the state and another newspaper of general circulation in the town or city, and notice posted in two public places in the town or city and upon appropriate investigation shall make its recommendations to the governor and council with regard to such petition. If the board recommends that the petition be granted, in whole or in part, such recommendation shall include appropriate specifications and conditions necessary to the protection of public rights and to the protection of the rights and privileges of persons owning land in the vicinity of the area to be excavated or dredged by the petitioner.

* * *

On motion of Rep. Claflin reading of the amendment was dispensed with, and Rep. Claflin explained the amendment.

Amendment adopted, ordered to third reading by vv.

HB 562

to provide for a tax on incomes. Rep. Pettigrew for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

HB 636

to impose a tax on the sale of liquor of over thirty-five per cent alcohol. Rep. Arthur A. Bouchard for Ways and Means. Inexpedient to legislate.

Rep. Maloomian explained the bill.

Resolution adopted by vv.

Rep. Edward P. McGrail wished to be recorded as voting no on HB 562 and HB 636.

* * *

HB 604

Rep. Morrill called for the special order on HB 604, providing travel allowance at legislative rates for members attending county conventions.

The question being on the amendment as offered by the committee.

At the request of Rep. Greene, Rep. Morrill explained the bill.

Rep. Greene spoke against the amendment.

(discussion ensued)

Reps. Gay and Pickett spoke in favor of the amendment.

Amendment lost by vv.

Rep. George Gordon requested a division and subsequently withdrew his request.

The Chair requested a division.

175 members having voted in the affirmative and 128 members having voted in the negative, the amendment was adopted.

Question being shall the bill be ordered to a third reading.

On a vv vote the Chair was in doubt and requested a division.

184 members having voted in the affirmative and 119 members having voted in the negative, the bill was ordered to a third reading.

Rep. Ferguson demanded the yeas and nays, seconded by Rep. George Gordon.

ROLL CALL

YEAS — 182

HILLSBOROUGH COUNTY: Edwards, Sawyer, Barnard, Bartlett, Knight, Davis, Donald C., Karnis, Warren, Christie, Barker, Helen A., Laplante, Lesage, Drabinowicz, Mason, Reynolds, Desmarais, Poliquin, Chamard, Dionne, John B., Boisvert, Dubois, Lavallee, Bissonnette, Latour, Bednar, Gallagher, Keenan, Peabody, Cox, Wright, John W., Jr., Lang, Ackerson, Barrett, Gardner, William J., Mahony, Montplaisir, Dion, Leo L., Duhaime, Armand L., Cullity, McDermott, Manning, Thomas E., Clancy, Conway, Healy, O'Connor, Martel, Albina S., Blanchard, Champagne, Chevette, Delisle, Derome, Walsh, Michael P., Belanger, Grady, Edward J., Sweeney, James A., Normand, Capistran, Levasseur, Nalette, Daniel, Burke, Grady, Emmett J., McGrail, Vachon.

MERRIMACK COUNTY: Maxwell, Hanson, Enright, Thompson, Doris L., Gilman, Bork, Cate, Dame, Walter B., Howland, Sanders, Babineau, Fuller.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Gaskill, Hall, Gay, Charles H., Gorham, Tarbell, Gelt, Morrill, Clark, Ernest D., Palmer, Spollett, Goodrich, Sewall, Twardus, Barker, Nelson E., Collishaw, Junkins, Varrill, Crossland, Cheney, George L., Barnes, Leavitt, Ciborowski, Keefe, Conlon, Quirk, Sadler, Dame, C. Cecil, Jameson.

STRAFFORD COUNTY: Dawson, Drew, Moulton, Crouch, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Rolfe, Beaudoin, Brennan, Corriveau, Leighton, Nelson, Guilmette, Parnagian, Richardson.

SULLIVAN COUNTY: Gaffney, Prudhomme, Barrows, Wright, Herbert H., Galbraith.

BELKNAP COUNTY: Allan, Stuart B., Piper, Randall, Roberts, George B., deBlois, Dearborn, Dulac, Lucien R., Foster, Stafford.

CARROLL COUNTY: Howard, Hayes, Davis, Dorothy W., Hickey, Claflin, Fox.

CHESHIRE COUNTY: Churchill, Forbes, Allen, James F., Dunham, Hackler, MacFarlane, Keating, Webster, Saunders, Smith, Robert A., Barker, Sheldon L., Pickett.

COOS COUNTY: Marsh, Noyes, Bushey, Hunt, Oleson, Dubey, Fortier, Sullivan, Desilets, Sheridan, York, Elmer H., Williams, Bouchard, Arthur A., Gagnon, Emerson.

GRAFTON COUNTY: Stevenson, Berringer, McGee, Beard, Duhaime, Roger M., Dulac, Lucina A., Pryor, Bradley.

NAYS — 146

HILLSBOROUGH COUNTY: Sterling, Weilbrenner, Colburn, Marjorie D., Brown, Robert C., Fortin, Heald, Philip C., Jr., Carter, Coburn, Roscoe N., Ferguson, Bragdon, Brocklebank, Bouchard, Maurice L., Wallin, Keeney, Graf, Loxton, Wiggin, Gordon, Charles F., Milne, Pettigrew, Soucy, Emile J., Pratt, Corey, Thibeault, Lafrance, Allard, Lambert, Rousseau, Soucy, Charles A.

MERRIMACK COUNTY: Gay, Paul B., Bigelow, Gile, Reddy, Gamache, Gordon, George E., Stevens, Buatti, Mousseau, Kopperl, Kelley, Greeley, Laroche, Mattice, Thompson, Arthur E., Davis, Alice, Henry, Cheney, Charles H., Sr., Peaslee, Newell, Maxham.

ROCKINGHAM COUNTY: Griffin, Brown, Paul E., Kimball, Stratton, Barron, Morrison, Peever, White, George W. Sr., Schwaner, Cummings, Everett, Landrigan, Underwood, Hoar, Eastman, Hamel, Casassa, Ratoff, Shindledecker, Greene, McDonough, Weeks, Maynard, McEachern, Archie D., McEachern, Joseph A., Osborn, White, Julia H., Bowlen, Rossley.

STRAFFORD COUNTY: Canney, Berry, Clark, Shirley M., Cochrane, Tirrell, Winkley, Rubins, Vickery, Balomenos, Blanchette, Bernard, Mudgett, Young, Colbath.

SULLIVAN COUNTY: Logan, Angus, Campbell, Nahil, Spaulding, Cummings, Maurice H., Frizzell, Merrifield, Williamson.

BELKNAP COUNTY: Urie, Joslyn, Watson, Chamberlain, Kenneth W., Sr., Head.

CARROLL COUNTY: Remick, Chamberlain, Leslie M.

CHESHIRE COUNTY: Ballam, Spitzli, Trowbridge, Austin, Bussiere, Bennett, Jennie B., Johnson, Elmer L., Pollock, Gutterson, Heald, Cleon E., MacKenzie, Moran.

COOS COUNTY: Huggins, Manning, A. George, Sherman, Lloyd G., O'Hara, Brungot, Parent, Thurston.

GRAFTON COUNTY: Gardner, Van H., Rich, Tilton, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Manchester, Scott-Craig, Smith, Manson B., Putnam, Merrill, Morse, Plumer, Bell, Smith, Stephen W., Sr., Willey.

And the bill was ordered to a third reading.

Reps. Raiche and Cone wished to be recorded as opposed to HB 604.

HB 628

Rep. Cobleigh called for the special order at 11:02 on HB 628, authorizing certain minors to serve liquors and beverages in dining rooms of hotels and restaurants.

Question being on the committee amendment.

Rep. Blanchard moved that HB 628 be recommitted to the committee on Liquor Laws and spoke in favor of the motion.

(discussion ensued)

Rep. Collishaw answered questions.

Motion adopted by vv.

COMMITTEE OF CONFERENCE REPORTS

SB 7

The Committee of Conference, to which was referred SB 7, An Act relative to time limitation for appraisal of damages to livestock and crops by bear, having considered the same, report the same with the following recommendations.

That the Senate recede from its position of nonconcurrency and concur in the adoption of the following amendment as adopted by the House.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Damage to Livestock or Crops. Amend RSA 207:23-a, as

inserted by 1955, 324:4, by striking out said section and inserting in place thereof the following: 207:23-a Damage by Bears. A person who suffers loss or damage to livestock, bees, orchards or growing crops, by bear, shall, if he claims damage therefor, notify the director of fish and game in writing of such damage. The director or his agent shall investigate such claim within thirty days from the receipt by him of notice of such damage, and within one year determine whether such damage was caused by bear and appraise the amount to be paid. The director, immediately upon making any appraisal of damage thereof, shall present his certificate of the amount of appraisal to the governor, who is authorized to draw his warrant upon any money in the treasury not otherwise appropriated in payment therefor.

Edith B. Gardner

Richard D. Riley

Conferees on the part of the Senate

Allan P. Campbell

Roger Hunt

Harry F. Huggins

Conferees on the part of the House

* * *

The Committee of Conference Report was adopted by vv.

COMMITTEE OF CONFERENCE REPORT

SB 57

The Committee of Conference to whom was referred Senate Bill 57, An Act relative to suspension of drivers' licenses, having considered the same report the same with the following recommendations:

That the Senate recede from its position of nonconcurrency in the House amendment and that the Senate and House concur in the adoption of the following amendment to the bill:

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Drivers' Licenses. Amend RSA 262-A:65 as inserted by 1963, 330:1 by striking out said section and inserting in place thereof the following: 262-A:65 Suspension of License; Recognition Required on Appeal. Whenever any person convicted

of a violation of section 61 or 62 appeals, the municipal or district court or justice shall order the person appealing to recognize in the sum of one hundred dollars, with sufficient sureties, to keep the peace and be of good behavior until such appeal has been finally disposed of. If the person appealing fails to recognize in said sum, the municipal or district court or justice shall forthwith suspend the license of such person. If during such appeal period, such person is convicted of another violation of section 61 or 62, unrelated to the prior conviction, the municipal or district court or justice shall, upon receiving notice of such conviction, immediately suspend the license of such person, shall declare the recognizance forfeited, and shall request the county attorney to cause proceedings to be had immediately for the recovery of such forfeiture, such proceedings to be subject to the provisions of RSA 597:33, 34, 35, 36, and 38. Upon suspension of the license of such person either upon failure to recognize after conviction or during the appeal period as hereinabove provided, in case of holders of New Hampshire licenses, the municipal or district court or justice shall return such licenses together with the court return to the director, who shall not reissue said license until such person is acquitted. If the person so appealing is convicted, and has had his license suspended during the appeal period for failure to recognize in the required sum, the period of suspension shall be computed from the date of the initial conviction. If the person so appealing is convicted and has not had his license suspended because he has recognized in the required sum, or has had his license suspended because of a second conviction during the appeal period, the period of suspension shall commence upon the date of his final conviction upon such appeal.

James Koromilas

Richard W. Leonard

Conferees on the part of the Senate

Donald H. Spitzli

Joseph Lomazzo

A. C. Gorham

Conferees on the part of the House

Rep. Pickett moved that the conference committee be discharged and that a new committee of conference be appointed and subsequently withdrew his motion.

Committee of Conference Report adopted by vv.

SENATE MESSAGES

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

HJR 18

in favor of Crop Protection Institute, Inc.

HJR 46

in favor of North Conway fire department.

HB 237

relative to salaries of the sheriff and one deputy sheriff of Belknap county.

HB 239

relative to salary for the register of deeds of Belknap county.

HB 395

to provide for an immediate hearing on temporary restraining orders in a divorce libel.

HB 495

clarifying the law establishing the school building authority and increasing the limit of state guarantee.

HB 496

to provide that tuition payment obligations of an area sending district are not indebtedness for the purpose of determining borrowing capacity.

HB 610

relative to compensation of sheriff and deputy sheriff of Carroll County.

HB 526

to authorize lay out of class IV highways financed by federal-aid highway funds by governor and council.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 210

providing for the salary for the Sheriff of Rockingham County.

and the President has appointed as members of said Committee on the part of the Senate: Sens. Waterhouse, Langford.

* * *

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

SB 57

relative to suspension of drivers' licenses.

SENATE MESSAGE AND
INTRODUCTION OF SENATE BILLS

Senate Bills and SJR with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 151

to extend the amount and repayment time of loans and to provide for unsecured loans for any purpose made by co-operative banks and building and loan associations. To Banks.

SB 179

relating to the taking by the state of land restricted to conservation or recreation use. To Judiciary.

SB 184

to reclassify a Class V highway in the town of Whitefield to a Class II highway. To Public Works.

SB 188

extending certain tax exemptions to veterans and widows of veterans of Korea and Viet Nam. To Mil. and Vet. Affairs.

SB 127

adopting the revised uniform federal tax lien registration act. To Judiciary.

SB 172

relative to disclosure of liability insurance by discovery. To Judiciary.

SB 180

relating to the sale of pistols and revolvers. To Judiciary.

SJR 13

in favor of Arthur W. Napert. To Appropriations.

* * *

The Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

SCR 1

memorializing the Congress of the United States.

Whereas, The relationship that exists between the Federal Government and the government of the states is a matter of vital concern; and

Whereas, The states play an indispensable role in our Federal system of government; and

Whereas, Unless the trend toward restrictive categorical federal grants is reversed, these grants will so entwine themselves that a state's freedom of movement will be significantly inhibited; and

Whereas, There is a need and a justification for broader unfettered grants that will give states and localities more freedom of choice, more opportunity to express their own initiative which reflects their particular needs and preferences, all within the overall direction of national purpose; now, therefore, be it

Resolved, by the Senate of the State of New Hampshire, the House of Representatives concurring, That this Legislature respectfully petitions the Congress of the United States to propose the following Article as an amendment to the Constitution of the United States.

ARTICLE

“Beginning with the first full fiscal year after ratification of this amendment by the requisite number of states, there shall be remitted to all of the states of these United States, an amount determined by the Secretary of the Treasury to be equal to not less than 5% of the aggregate total of individual and corporate income taxes paid to the United States during the preceding calendar year.

“Such funds shall be remitted to the states without restriction and this remission of funds shall be in addition to any other federal grant programs which may be enacted by the Congress.

“Each state shall share in such remission in proportion as the population of such State bears to the total population of all of the States, according to the last preceding Federal census.”; and, be it further

Resolved, That a duly attested copy of this resolution be immediately transmitted to the Secretary of the Senate of the United States and the Clerk of the House of Representatives of the United States and to each Member of Congress from this State.

SCR 1

was referred to Judiciary.

* * *

Rep. Cobleigh offered the following Concurrent Resolution No. 18.

HOUSE CONCURRENT RESOLUTION NO. 18

polling the New Hampshire Congressional delegation
in Washington, D. C., on the principle of tax sharing
with state and local governments.

Whereas, the problem of a working partnership between the federal government and the states and localities for combining and coordinating resources to achieve more orderly, more effective public services is receiving ever-increasing attention; and

Whereas, state and local governments have grown and developed along with the federal government and amply demonstrated their ability in keeping responsible government close to the people and have contributed greatly to the growth and prosperity of the country; and

Whereas, the revenue problems of state and local governments have become of increasing concern to the nation not only because they affect the level of public service which these governments can provide their own people but also because they

influence the health of the system of shared and separate governmental responsibilities; and

Whereas, at the present time, there is widespread agreement that the balance between federal and state and local governments is being threatened by a disproportion in the revenues available to the three levels of government, thereby disrupting the fiscal balance between federal, state and local governments; and

Whereas, the federal government has recognized this widespread disproportionate balance by returning to the states many restrictive grants, applying their conditions uniformly across our nation without considering the unique problems of individual states and municipalities; and

Whereas, tax sharing in its several variations, including plans to eliminate corresponding federal outlay, offers a logical and hopeful opportunity to overcome the inadequacies of federal grants-in-aid; now, therefore be it

Resolved, by the House of Representatives of the State of New Hampshire, the Senate concurring:

That the New Hampshire congressional delegation in Washington, D. C., be polled by the speaker of the house and the president of the senate acting jointly as to their position on the principle of a tax sharing plan and their replies be recorded in the journal; and be it further

Resolved, that copies of this resolution be forwarded to the legislatures of the other forty-nine states urging them to poll each member of their congressional delegation on this vital issue.

* * *

On motion of Rep. Cobleigh the reading of the Concurrent Resolution was dispensed with, and the Chair referred the Resolution to Judiciary.

RESOLUTION

Reps. Roberts and Esther Davis for the Carroll County Delegation and the Committee on Municipal and County Government:

RESOLUTIONS

Whereas, it is with sadness that we learned of the death of our fellow representative, Dana J. Farrington of Conway, and

Whereas, Rep. Farrington has served his community faithfully and with efficiency, therefore be it

Resolved, that we, the members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Farrington, and be it further

Resolved, that a copy of these resolutions be transmitted to the family.

* * *

Resolutions unanimously adopted by rising vote of silent prayer.

COMMUNICATIONS

Portsmouth, N. H.
May 20, 1967

Walter R. Peterson, Speaker
House of Representatives
Concord, N. H.

The family of Pfc. Ronald R. Cormier acknowledges with grateful appreciation your kind expression of sympathy. Thank you for honoring us by sending us a copy of the Resolutions.

We shall treasure them with great honor.

Sincerely,
(signed) Mr. and Mrs. Harold Bishop

Exeter, N. H.
May 20, 1967

Walter R. Peterson, Speaker
House of Representatives
Concord, N. H.
Dear Mr. Peterson:

Thank you very kindly for the Resolutions which were drawn up and sent to me. They were in regard to my late husband Judge Stephen M. Wheeler.

Thank you again and all the members who signed it.

Sincerely yours,
(signed) Mrs. Stephen M. Wheeler

* * *

Rep. Cobleigh moved that the Appropriations committee be authorized to hold public hearings on HBs 718 and 719 on non-legislative days.

(discussion ensued)

Rep. Pickett spoke in favor of the motion.

Motion adopted by vv.

* * *

Rep. Cobleigh moved that beginning June 6th the House be in session four days each week, Tuesday, Wednesday, Thursday and Friday and spoke in favor of the motion.

(discussion ensued)

Rep. Pickett moved that the question before the House be made a special order for Thursday next at 11:01 and spoke in favor of the motion.

Motion adopted by vv.

Rep. Pickett moved that the Rules of the House be so far suspended as to allow the Rules committee to hold a public hearing not previously advertised in the Journal for two days.

Motion adopted by vv.

* * *

The Chair announced that today is the birthday of Reps. Rich and York of Berlin.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Pickett the business of the afternoon session will be taken up at the present time, third reading of bills be by title only and Res. be by caption only and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

* * *

The following bills and HJR were read a third time, passed, and sent to the Senate for concurrence:

HB 604

providing compensation and mileage for members attending county conventions.

RECONSIDERATION

Rep. Christie, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 604 and spoke against the motion.

Motion lost by vv.

(3rd readings, cont.)

HB 551

relative to the appointment of bail commissioners, and to surety companies acting as professional bondsmen.

HB 480

legalizing the annual town meeting held in the town of Derry on March 14, 1967.

HB 426

to classify the surface waters of Lake Sunapee as Class A water.

HB 469

relative to the preparation and publication of an edition of the directory of charitable trusts.

HJR 26

making an appropriation to construct a silo hay storage process at Laconia state school.

HJR 72

in favor of Francis W. Tolman et al.

HB 33

relating to excavating, filling and dredging in and adjacent to tidal waters.

HB 211

relative to the prevention of pollution from dredging, filling, mining, or other construction.

HB 650

relative to placing fill in public waters.

HB 662

relative to excavating and dredging in public waters.

* * *

The following Senate bills and SJR were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 154

relative to the uniform gifts to minors law and providing for life insurance policies and annuity contracts.

SJR 11

eliminating the prohibition against transfer of certain appropriations of the department of safety.

* * *

On motion of Rep. Dawson the House adjourned at 4:56 P. M.

Wednesday, May 24

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

Lord, we would bring our fragmentary lives into your mysterious presence.

You can see what complaints we have brought with us . . . against the circumstances that have fretted us, against our friends who have failed us, against our enemies who have wronged us, and even against the justice of your order that has hurt us.

Teach us to search our own lives, to see that each man is his own destiny, that each heart is its own heaven and its own hell. And teach us once again the everlasting mystery that only as we lose ourselves in something higher than ourselves can we find ourselves. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Gardner from the 6th District led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF A GUEST

The Chair introduced Miss Peggy Cope, International Farm Youth Exchange student to the country of Australia.

REMARKS

The Chair recognized Senators Lamprey and Spanos who extended remarks to the Joint Convention.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of 4th grade students from The Center Harbor and Sandwich Schools, courtesy of Reps. Urie and Remick.

Mrs. Katherine Blais, sister of Rep. Alice Blanchette.

LEAVES OF ABSENCE

Reps. Charles Gordon, Gile, Cone and Normandin were granted leave of absence for the day on account of important business.

Rep. Ingraham was granted indefinite leave of absence on account of illness.

REPORT OF COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bill:

HB 111

relative to expanded state activity in the field of water pollution control.

Idanelle Moulton for the committee.

INTRODUCTION OF BILLS

The following Bills, Constitutional Amendment — Concurrent Resolution, and House Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 748

authorizing the water resources board to assist local communities in developing recreational ponds and appropriating funds for certain projects. (Williamson of Sullivan Dist. 9 — To Resources, Recreation and Development)

HB 749

to include certain items of machinery as personal estate liable to be taxed. (Johnson of Cheshire Dist. 9 — To Ways and Means)

HB 750

establishing the Lisbon Water Department. (Rules Committee for Rep. Foss of Grafton Dist. 4 — To Municipal and County Government)

HB 751

relative to non-alcoholic lack of coordination in implied consent test for alcohol. (Sweeney of Hillsborough Dist. 36 — To Judiciary)

HB 752

to license dealers in antique objects. (MacKenzie of Cheshire Dist. 16 — To Executive Departments and Administration)

HB 753

requiring the owner of a motor vehicle involved in an accident to make a report of the accident and requiring notice of accidents to be given to the nearest police officer. (Gerber of Rockingham Dist. 28 — To Transportation)

HB 754

providing for resident discounts at state skiing facilities

and state parks. (Williamson of Sullivan Dist. 9 — To Resources, Recreation and Development)

HB 755

to reimburse towns and cities for loss of taxes because of the state taking the lands for recreational or park purposes. (Williamson of Sullivan Dist. 9 — To Ways and Means)

HB 756

providing for an additional appropriation for expenses of the legislature.

Rep. Eaton moved that the Rules of the House be so far suspended as to dispense with printing, reference to committee and public hearing and that HB 756 be put on third reading and final passage by title only at the present time.

Reps. Pickett and Cobleigh spoke in favor of the motion.

(discussion ensued)

Question being on motion to suspend the Rules.

Motion adopted by vv.

Ordered to third reading by vv.

THIRD READING**HB 756**

providing for an additional appropriation for expenses of the legislature, was read a third time, passed, and sent to the Senate for concurrence.

RECONSIDERATION

Rep. Pickett, having voted with the majority, moved that the House reconsider its action whereby it passed HB 756 and spoke against the motion.

Motion lost by vv.

INTRODUCTION OF BILLS CONTINUED**HJR 83**

to provide for a committee to assist the legislative council in a study of certain taxes. (Stevens of Merrimack Dist. 10 — To Ways and Means)

HJR 84

to create a committee to study the creation of a retirement system for the Hillsborough county employees. (Sweeney of Hillsborough Dist. 36, and Weilbrenner of Hillsborough Dist. 4 — To Hillsborough Delegation)

Constitutional Amendment — Concurrent Resolution No. 12

Relating to: The size of the House of Representatives and the compensation of Members of the General Court.

Providing That: the House shall be reduced to two hundred members and the General Court shall set its compensation. (MacFarlane of Cheshire Dist. 11, Wallin of Hillsborough Dist. 14, and Andersen of Merrimack Dist. 25 — To Judiciary)

COMMITTEE REPORTS**SB 139**

to abolish capital punishment, except for murder of an officer of the state prison or county house of correction or of a law enforcement officer. Rep. Capistran for Judiciary. Inexpedient to legislate.

Rep. Spitzli explained the bill and spoke in favor of the resolution.

Rep. Cleon Heald moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Rep. Capistran moved that further consideration of SB 139 be indefinitely postponed and spoke in favor of the motion.

(Rep. Spitzli in the Chair)

Rep. Fortier spoke against the motion to indefinitely postpone.

(discussion ensued)

Rep. Pryor spoke in favor of indefinite postponement.

Rep. Robert Brown spoke against the motion.

(Speaker in the Chair)

Rep. Cares spoke in favor of the motion.

Rep. MacFarlane spoke against the motion.

(discussion ensued)

RECESS

AFTER RECESS

(Rep. O'Neil in the Chair)

The question being on the motion that SB 139 be indefinitely postponed.

Reps. Healy, Van Gardner, and Ciborowski spoke in favor of the motion.

(discussion ensued)

Reps. Brungot, Guild, Wallin, Maloomian and Schwaner spoke against the motion.

Rep. Vachon moved the previous question and it was sufficiently seconded.

The question being, shall the main question now be put.

Motion adopted by vv.

The question being on the motion that SB 139 be indefinitely postponed.

Rep. Cleon Heald demanded the Yeas and Nays, seconded by Rep. Fortier.

ROLL CALL

YEAS — 264

CHESHIRE COUNTY: Spitzli, Churchill, Forbes, Trowbridge, Yardley, Austin, Bussiere, Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Dunham, Hackler, O'Neil, Keating, Pollock, Saunders, MacKenzie, Smith, Robert A., Moran.

COOS COUNTY: Huggins, Marsh, Hunt, Manning, A. George, Drake, Sherman, Lloyd G., Dubey, Bouchard, Arthur A., Thurston, Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, Frazer, Bennett, Phil A., McMeekin, Anderson, Fayne E., Park, Smith, Manson B., Dulac, Lucina A., Morse, Plumer, Pryor, Bell, Bradley, Willey.

HILLSBOROUGH COUNTY: Edwards, Sterling, Sawyer, Barnard, Bartlett, Knight, Weilbrenner, Colburn, Marjorie D., Davis, Donald C., Karnis, Fortin, Heald, Philip C. Jr., Warren, Carter, Coburn, Roscoe N., Ferguson, Bragdon, Christie, Bridges, Bouchard, Maurice L., Barker, Helen A., Burnham, Lesage, Mason, Reynolds, Desmarais, Poliquin, Chamard, Boisvert, Levesque, Dubois, Lavallee, Bissonette, Latour, Migneault, Gallagher, Keenan, Keeney, Cares, Peabody, Cox, Wright, John W., Jr., Graf, Loxton, Wiggin, Ainley, Lang, Milne, Soucy, Emile J., Barrett, Gardner, William J., Mahony, Montplaisir, Bruton, Duhaime, Armand L., Pratt, Cullity, McDermott, Corey, Clancy, Conway, Healy, O'Connor, Thibeault, Lafrance, Leclerc, Martel, Albina S., Bernier, Blanchard, Champagne, Chevette, Delisle, Raiche, Derome, Walsh, Michael P., Belanger, Bergeron, Grady, Edward J., Sweeney, James A., Hurley, Normand, Capistran, Levasseur, Nalette, Allard, Lambert, Rousseau, Soucy, Charles A., Burke, Grady, Emmett J., Vachon.

MERRIMACK COUNTY: Gay, Paul B., Bigelow, Maxwell, Reddy, Hanson, Enright, Gamache, Gordon, George E., Stevens, Buatti, Kopperl, Thompson, Doris L., Kelley, Gilman, LaRoche, Mattice, Bork, Cate, Davis, Alice, Henry, Call, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Howland, Babineau, Fuller, Roby.

ROCKINGHAM COUNTY: Fernald, Tuttle, Persson, Griffin, Gaskill, Hall, Brown, Paul E., Gay, Charles H., Gorham, Kimball, Stratton, Tarbell, Gelt, Morrill, Morrison, Peever, Clark, Ernest D., White, George W., Sr., Palmer, Spollett, Cummings, Everett, Landrigan, Underwood, Goodrich, Sewall, Twardus, Barker, Nelson E., Eastman, Junkins, Varrill, Hamel, Crossland, Cheney, George L., Barnes, Leavitt, Ciborowski, Greene, McDonough, Maynard, McEachern, Archie D., Conlon, Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Osborn, Jameson, White, Julia H.

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Crouch, Tirrell, Habel, Chasse, Coffin, Boire, Fournier, Rolfe, Winkley, Vickery, Beaudoin, Johnson, Harry S., Corribeau, Blanchette, Leighton, Nelson, Guilmette, Mudgett, Murphy, Parnagian, Richardson.

SULLIVAN COUNTY: Mackintosh, Gaffney, Prudhomme,

Campbell, Nahil, Spaulding, Barrows, Burrows, Cummings, Maurice H., Galbraith, Merrifield.

BELKNAP COUNTY: Urie, Allan, Stuart B., Piper, Joslyn, Randall, Watson, deBlois, Head, Prescott, Dulac, Lucien R., Foster.

CARROLL COUNTY: Howard, Hayes, Remick, Davis, Dorothy W., Hickey, Fox.

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CHESHIRE COUNTY: MacFarlane, Webster, Gutterson, Heald, Cleon E., Barker, Sheldon L., Pickett.

COOS COUNTY: Bushey, O'Hara, Oleson, Fortier, Sullivan, Desilets, Sheridan, York, Elmer H., Brungot, Williams, Gagnon, Parent.

GRAFTON COUNTY: McGee, Manchester, Scott-Craig, Beard, Putnam, Duhaime, Roger M., Ellms, Smith, Stephen W., Sr.

HILLSBOROUGH COUNTY: Eaton, Brown, Robert C., Brocklebank, Wallin, Laplante, Drabinowicz, Dionne, John B., Sweeney, Edmund P., Dion, Robert A., Bednar, Pettigrew, Ackerson, Dion, Leo L., Manning, Thomas E., Daniel.

MERRIMACK COUNTY: Mousseau, Greeley, Thompson, Arthur E., York, Edward H., Smith, Roger A., Sanders, Newell.

ROCKINGHAM COUNTY: Schwaner, Ratoff, Shindledecker, Keefe, Bowlen, Rossley.

STRAFFORD COUNTY: Clark, Shirley M., Cochrane, Marcotte, Maloomian, Rubins, Balomenos, Bernard, Young, Colbath.

SULLIVAN COUNTY: Logan, Angus, Saggiotes, Wright, Herbert H., Frizzell, Williamson.

BELKNAP COUNTY: Guild, Roberts, George B., Chamberlain, Kenneth W., Sr.

CARROLL COUNTY: Davis, Esther M., Chamberlain, Leslie M., Claffin.

Rep. Casey abstained under Rule 16.

The motion to indefinitely postpone prevailed.

HB 594

relating to the activities of registered arborists. Rep. Ellms for Agriculture. Ought to pass with amendment.

AMENDMENT

Amend paragraph II of 222:1-a as inserted by section 2 of the bill by striking out the words "an arborist" in line 3 and inserting in place thereof the words (any person other than the owner of the trees) so that said paragraph as amended shall read as follows: II. Climbing irons or spurs may be used by registered arborists when climbing dead trees or live trees that are being removed. It is unlawful for any person other than the owner of the trees to use climbing irons or spurs on live shade or ornamental trees, except under emergency conditions, and then only as their use is authorized under rules prescribed by the director of the division of resources development of the department of resources and economic development.

Further amend 222:1-a as inserted by section 2 of the bill by adding after paragraph II the following new paragraph:

III. Licensed arborists shall carry their licenses, or a copy thereof, upon their persons at all times and produce it upon request.

* * *

Amendment adopted, ordered to third reading by vv.

HB 633

relating to pesticides control. Rep. Ellms for Agriculture. Ought to pass with amendment.

AMENDMENT

Amend Paragraph II as inserted by section 6 of the bill by striking out said paragraph and inserting in place thereof the following: II. The application of pesticides within, around, under, or in the immediate vicinity of buildings by the property owner, providing crops raised therein or thereon are not offered for sale. However, a person applying pesticides as allowed by this paragraph shall not allow any pesticides to enter any stream or body of water by reason of such an application.

* * *

Amendment adopted, ordered to third reading by vv.

HB 405

to authorize cooperative banks and building and loan associations to come under the branch banking and holding company affiliates statutes. Rep. Roby for Banks. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following new section:

1. Amendment. Amend RSA 393 by inserting after 393:59 the following new section: 393:60 Branch Offices. A cooperative bank or savings and loan association or building and loan association may establish or operate a branch upon receipt of a warrant to do so from the Bank Commissioner, who shall issue such warrant only when satisfied that public convenience and advantage will be promoted thereby and that the financial history, and condition of the institution concerned including its capital fund is considered adequate. The commissioner may require such notice on an application for a branch as he deems proper. A cooperative bank or savings and loan association or building and loan association shall be permitted to establish or operate a branch within a radius of fifteen miles of its principal office. If granted, the commissioner shall issue his warrant in duplicate, one copy to be delivered to the bank or association and the other to the secretary of state for record. Within ten days after opening a branch the bank or association shall file with the commissioner a certificate thereof signed by its president or treasurer. The right to open a branch shall lapse at the end of one year from the date of filing the commissioner's warrant with the secretary of state, unless it shall have been opened and business actually begun in good faith. An application for permission to open a branch shall not be acted upon until the petitioning bank or association shall have paid to the state treasurer the sum of two hundred dollars, for the credit of the commissioner.

Further amend by renumbering section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

HB 654

providing that banks which give mortgages on real property may not levy a service charge against the seller of the property. Rep. Henry L. Stevens for Banks. Inexpedient to legislate.

Resolution adopted by vv.

HB 712

relative to investments of savings banks in unsecured notes. Rep. Mackintosh for Banks. Ought to pass.

Ordered to third reading by vv.

SB 153

to authorize a cooperative bank or building and loan association to pay charges against real estate on which it holds a mortgage. Rep. Burnham for Banks. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Amendment. Amend RSA 393 by inserting after section 18 (supp) as amended by 1961, 136:4, 1963, 313:2, and 1965, 317:2, the following new section:

393:18-a Advance of Taxes and Other Charges and Prepayment of Same. Any such corporation may pay taxes, assessments, insurance premiums, and other charges for the protection of the real estate loans it services and such payments may either be added to the balance of the real estate loan or carried as a separate account and all such payments shall be equally secured by the mortgage on the property. It may also require the borrower to pay monthly in advance in addition to interest and principal payments, the equivalent of one-twelfth of the estimated annual taxes, assessments, insurance premiums, and any other charges upon the real estate securing a loan, so as to enable the bank or association to pay such charges as they become due from the funds so received. The amount of such monthly charges may be increased or decreased so as to provide reasonably for the payment of these expenses. Any such corporation at its option may hold such funds in escrow and commingle them with other such funds and use the same for such purposes or credit such funds as received to the mortgage account. If the

funds are credited to the mortgage account the bank or association may also charge against the mortgage account the amount of any of the aforementioned payments. Any such funds held in escrow shall be pledged to further secure the indebtedness and if held in open account or credited to the loan account the sums when advanced for the purposes stated shall be secured by the mortgage with the same priority as the original amount advanced under the mortgage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 618

relative to the disclosure of information on the release of fish by the fish and game department. Rep. Robert A. Dion for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "for newspaper and other publications" in line 4 so that said section as amended shall read:

1 Disclosure of Location. Amend RSA 206:18 by striking out said section and inserting in place thereof the following: 206:18 Release of Information. The director of fish and game shall release at such time as he deems advisable the number and size of fish and the name of the stream or pond or lake planted, but in no instance shall any employee of the fish and game department disclose where or when they were or will be planted. The director may penalize any employee who violates the provisions of this section as he deems reasonable and just.

* * *

Amendment adopted, ordered to third reading by vv.

SB 89

providing for an open season on quail. Rep. Maynard for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 384

establishing the Meredith district court. Rep. Capistran for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 400

establishing the Bristol district court. Rep. Healy for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 483

to abolish capital punishment, except in certain cases, was withdrawn by committee.

HB 545

establishing the New London district court. Rep. Frizzell for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 574

relative to larceny of rented personal property. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 690

relative to payment of costs in certain cases involving the so-called implied consent law. Rep. Healy for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

SB 41

to authorize a district court in Epping. Rep. Bingham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

SB 61

relative to dissolution of village districts. Rep. Capistran for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 137

requiring a foreclosure deed under a power of sale mortgage by the mortgagee to the purchasing party. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the word "mortgage" in the title of the section, in line three and in line eight and inserting in place thereof the word (foreclosure) so the section as amended shall read as follows:

1 Foreclosure Deed. Amend the first paragraph of RSA 479:25 by inserting after the word "power" in line four the words (including the giving of a foreclosure deed upon the completion of said foreclosure) so that the paragraph as amended shall read as follows: Instead of such suit and decree of sale, the mortgagee or person having his estate in the premises, or any person authorized by the power of sale, may, upon breach of the condition, give such notices and do all such acts as are authorized or required by the power; including the giving of a foreclosure deed upon the completion of said foreclosure; but no sale under and by virtue of such power shall be valid and effectual to foreclose such mortgage, unless the following conditions are complied with:

Further amend the bill by inserting after section 1 the following new section:

2 Foreclosure Deed. Amend RSA 479:26 by inserting after the word "cause" in line two the words (the foreclosure deed) so the section as amended shall read as follows: 479:26 Return; Effect. The person selling pursuant to the power shall, within thirty days after the sale, cause the foreclosure deed, a copy of the notice of the sale, and his affidavit setting forth fully and particularly his acts in the premises, to be recorded in the registry of deeds in the county where the property is situated; and such affidavit, or a duly certified copy of the record thereof, shall be evidence on the question whether the power of sale was duly executed.

Further amend the bill by renumbering section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

SB 143

relating to the times and places of holding courts of probate for Hillsborough county. Rep. Healy for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 147

relative to partial payment in redemption of real estate sold for taxes. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 102

increasing the staff of the New Hampshire national guard. Rep. Sawyer for Military and Veterans' Affairs. Ought to pass.

Ordered to third reading by vv.

SB 161

providing that the burial expenses of certain Viet Nam veterans be paid by the state. Rep. Sawyer for Military and Veterans' Affairs. Ought to pass.

Ordered to third reading by vv.

HB 357

relative to dumping garbage and waste materials from one town into another town. Rep. Sheldon L. Barker for Municipal and County Government. Inexpedient to legislate.

Rep. Mackintosh moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Reps. Morrill, Sheldon Barker, Bragdon and Galbraith spoke against the motion.

(discussion ensued)

Motion lost by vv.

Resolution of the Committee inexpedient to legislate adopted by vv.

HB 153

to provide for the acceleration of geologic mapping and ground water investigations. Rep. Claffin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by inserting after the word "government" in line 3 the words (and/or other sources) so that said section as amended shall read as follows:

2 Federal Funds. The commissioner is hereby authorized to accept for the use of the state such funds as may be available from the federal government and/or other sources for the purposes of this act.

Amend section 3 of the bill by inserting after the word "board" in line 3 the words (the state geologist) so that said section as amended shall read as follows:

3 Selection of Areas to be Mapped. The selection of areas to be mapped shall be made by the governor and council upon recommendation of the chairman of the water resources board, the state geologist, and the director of the division of planning of the department of resources and economic development.

Amend section 4 of the bill by inserting after the word "with" in line 3 the words (the state geologist and) so that said section as amended shall read as follows:

4 Administration, Ground Water Investigation. The Administration of the program for ground water investigation shall be under the control of the chairman of the water resources board in consultation with the state geologist and the director of planning.

Amend section 5 by striking out the same and inserting in place thereof the following:

5 Appropriation, Geologic Mapping and Ground Water Investigations. The sum of not more than forty thousand dollars is hereby appropriated for the fiscal year ending June 30, 1968 and a sum of not more than forty thousand dollars for the fiscal year ending June 30, 1969, to be expended by the department of resources and economic development for the purpose of geologic mapping and ground water investigations, provided the U. S. Geological Survey shall make available a like amount for the same purposes.

Further amend the bill by striking out section 6 and renumbering sections 7 and 8 to read 6 and 7.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 208

relative to the Ashland Dam properties on the Squam River in the town of Ashland, was withdrawn by committee.

SENATE MESSAGES

The Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

HB 111

relative to expanded state activity in the field of water pollution controls.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 222

relative to counting ballots at elections.

HB 529

relative to the charter of the First or North Parish in Portsmouth.

HB 431

to regulate professional bondsmen.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 322

relative to capital reserves for the city of Manchester.

AMENDMENT

Amend said bill by striking out section 2 and inserting in place thereof the following new section:

2 Referendum. This act shall not take effect unless it is adopted by a majority vote of those present and voting at the regular biennial election held in Manchester in November, 1967, as hereinafter provided. The city clerk then in office shall cause to be included on the official ballot then used the following question: "Shall the provisions of an act relative to the

capital reserve funds for the city, as enacted at the 1967 session of the general court, be adopted?" Beneath this question shall be printed the word "Yes" and the word "No" with a square immediately opposite each such word in which the voter may indicate his choice. The referendum shall be conducted in every way, except as otherwise herein provided, in the same way as the election of officers. If a majority of those voting on this question vote in the affirmative on this question this act shall be declared to have been adopted. Within ten days after said referendum the city clerk shall certify to the secretary of state the results of said vote.

Further amend said bill by inserting after section 2 the following new section:

3 Effective Date. The provisions of section 2 shall take effect upon the passage of this act and if adopted as therein provided the remaining provisions of this act shall take effect January 1, 1968.

* * *

Rep. Raiche moved that the House concur in the Senate amendment and spoke in favor of the motion.

Motion adopted by vv.

* * *

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 395

to provide for an immediate hearing on temporary restraining orders in a divorce libel.

AMENDMENT

Amend Section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Restraining Orders. Amend RSA 458:16 (supp) as amended by 1955, 262:3 and 1967, 132:18 by striking out the same and inserting in place thereof the following: 458:16 Temporary Orders. After the filing of a libel for divorce, an-

nulment or a decree of nullity, the superior court may restrain either party from imposing any restraint upon the person or liberty of the other, or from entering the tenement wherein the other resides during the pendency of the libel and, during such pendency, may order a temporary allowance to be paid for the support of the other, and may make such orders respecting the custody and maintenance of the minor children of the parties as shall be deemed expedient and for the benefit of the children. A restraining order shall not be issued without a hearing, unless it provides for a hearing on the subject matter thereof within five days after service.

* * *

On motion of Rep. Spitzli the House concurred in the Senate amendment.

RESOLUTION

Reps. Raiche and Bradley offered the following resolution:

Whereas, we have listened with pleasure to the music of the Dover Choraleers, and

Whereas, this group has an especially patriotic attitude and conception of life in this age of unpatriotic demonstrations, therefore be it

Resolved, that we, the members of the 1967 House of Representatives in General Court convened, do hereby heartily congratulate these young people for their splendid rendition of patriotic selections, and particularly the song about the last letter from a soldier in Vietnam, and be it further

Resolved, that a copy of these Resolutions be transmitted to their director, Robert E. Moore.

* * *

Resolutions adopted by vv.

PERSONAL PRIVILEGE

Rep. Maurice Cummings rose on personal privilege.

Rep. Pickett moved that the remarks of Rep. Cummings be printed in a later Journal.

Motion prevailed by vv.

* * *

REMARKS

By unanimous consent Rep. Pickett extended remarks.

(discussion ensued)

* * *

Rep. O'Neil offered the following resolution and moved its adoption.

RESOLUTION

Resolved, that material for all requests for legislation proposed by members of the general court not previously drafted must be in the hands of the legislative services on or before June 2nd. Otherwise, said requests cannot be drafted for this session.

* * *

Rep. Pickett spoke in favor of the resolution.

Resolution adopted by vv.

* * *

The Chair announced that today is the birthday of Chester Noyes of Stewartstown.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Pickett the business of the afternoon session will be taken up at the present time, third reading of bills be by title only and Res. be by caption only and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 594

relating to the activities of registered arborists.

HB 633

relating to pesticides control.

HB 405

to authorize cooperative banks and building and loan associations to come under the branch banking and holding company affiliates statutes.

HB 712

relative to investments of savings banks in unsecured notes.

HB 618

relative to the disclosure of information on the release of fish by the fish and game department.

HB 574

relative to larceny of rented personal property.

The following Senate bills were read a third time, passed, and sent to the Senate for concurrence in the House amendment.

SB 153

to authorize a cooperative bank or building and loan association to pay charges against real estate on which it holds a mortgage.

SB 137

requiring a foreclosure deed under a power of sale mortgage by the mortgagee to the purchasing party.

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 89

providing for an open season on quail.

SB 61

relative to dissolution of village districts.

SB 143

relating to the times and places of holding courts of probate for Hillsborough County.

SB 147

relative to partial payment in redemption of real estate sold for taxes.

SB 102

increasing the staff of the New Hampshire national guard.

SB 161

providing that the burial expenses of certain Viet Nam veterans be paid by the state.

* * *

On motion of Rep. Moulton the House adjourned at 4:44 P.M.

Thursday, May 25

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain, Robert Robb from the First Congregational Church, U.S.C. of Pelham.

* * *

Our Father and God, we seek thy presence and guidance as we strive to live our finest hour in these days that call for thoughtful decisions.

We are thankful for the good land and the blessings bestowed upon us as a nation and a people. We seek after thy will where we are, in our quiet villages, our busy towns and cities, in our homes and in our schools, in our labors and in our recreation.

We are thankful for our heritage of freedom and culture, our national heroes and saints and for the stirring history of our race.

We seek a conscientious citizenry that demands not alone its rights but a people that answers to the call of responsibility.

We are thankful for the process of legislative government and we ask that thine abiding wisdom be the constant companion to those entrusted with the task of government.

We ask for those gathered here, charged with the reins of leadership in our state, that they might be given, in full measure, patience for the doing of the tedious, day in, day out; courage for the doing of the right that ought to be; and the wisdom needed for the making of laws that will be just, today, tomorrow and forever.

We have prayed unto thee our Father believing that thou art real. We thy children praise thee. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Peabody led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The 4th Grade class from Londonderry Central School, courtesy of Reps. Gaskill and Hall.

Miss Janet Cone, daughter of Rep. Cone.

Miss Margaret Hunter of Goshen, courtesy of Rep. Williamson. Miss Hunter got here in spite of 5" of snow and fallen trees.

LEAVES OF ABSENCE

Reps. MacKenzie, Roby and Vallee were granted leave of absence for the day on account of important business.

COMMITTEE REPORTS

HB 255

to tax the transfer of real property. Rep. Scott-Craig for Appropriations. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out RSA 78-A:8 as inserted by section 1 of the bill and inserting in place thereof the following:

78-A:8 Administration. This chapter shall be administered by the tax commission. The tax commission may establish such reasonable rules and regulations as may be necessary or desirable for the proper administration of this chapter. There is hereby appropriated the sum of twelve thousand dollars which shall be credited to the appropriation for the tobacco products tax division of the tax commission. The governor is authorized to draw his warrant for this sum out of any money in the treasury not otherwise appropriated. This sum shall constitute a continuing fund to be used to defray the cost of stamps, any approved machine or mechanical device furnished to registers of deeds or the tobacco products tax division of the tax commission to be used to produce indicia of payments of the tax, transportation, commission to be paid to register of deeds, and other incidental expenses and for no other purpose than the administration of this chapter. Each register of deeds shall be paid for his services four per cent of the face value of the stamps or other approved indicia of payment of the tax sold in his registry, and all taxes so collected shall be remitted to the tax commission monthly or oftener. Each register of deeds shall give bond in such form and amount as the tax commission shall determine and the cost thereof shall be paid by the state as an expense of administering this chapter. All funds received from the sale of stamps and other approved indicia shall be credited to the fund established above, no portion of which shall lapse, but whenever the fund exceeds twelve thousand dollars, the excess shall be paid over to the treasurer.

Further amend the bill by striking out section 2 and inserting in place thereof the following:

2 Effective Date. This act shall take effect sixty days after its passage, provided however that RSA 78-A:8 as inserted by section 1 of the bill shall not take effect and no money appropriated thereby shall be expended until the date on which the federal, so-called, documentary stamp tax on the transfer of real property ceases to be effective; and provided further that all other sections of said RSA 78-A shall not take effect until

a date after the effective date of section 8 proclaimed by the tax commission with the approval of governor and council, which date in no case shall be later than six months after the effective date of said section 8.

* * *

Amendment adopted, ordered to third reading by vv.

HB 560

authorizing the state treasurer to lapse certain accounts to the general fund. Rep. Ferron for Appropriations. Ought to pass.

Ordered to third reading by vv.

HB 595

providing school building aid to public academies. Rep. Berry for Education. Inexpedient to legislate.

Resolution adopted by vv.

HB 274

increasing the fee for non-resident hunting licenses. Rep. Hayes for Fish and Game. Inexpedient to legislate.

Rep. Sherman moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Reps. Oleson and Hayes spoke against the motion.

Rep. Bradley spoke in favor of the motion.

Motion lost by vv.

Resolution adopted by vv.

HB 533

relative to propagation of game by private persons at commercial hunting preserves. Rep. Oleson for Fish and Game. Inexpedient to legislate.

Rep. Hayes moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Reps. Oleson, Maynard, Charles Gordon and Forbes spoke against the motion.

(discussion ensued)

Rep. Bork spoke in favor of the motion.

Motion lost by vv.

Resolution adopted by vv.

HB 572

to prohibit the taking of gray squirrels in Coos and Carroll counties. Rep. Oleson for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 1 the following new section:

2 Coupons. Amend RSA 208 by inserting after 208:16-a the following section:

208:17 Detached Sections. No person shall possess a detached or perforated section A-2 coupon during the open season for deer, unless the same be attached to a deer or carcass thereof as provided in this subdivision.

Further amend the bill by renumbering section 2 to read section 3.

* * *

At the request of Rep. Herbert Wright, Rep. Oleson explained the amendment.

(discussion ensued)

Rep. O'Neil rose on a point of parliamentary inquiry.

The Chair ruled from the examination of the amendment that it is not germane and could not be considered.

Rep. Drew moved that HB 572 be recommitted to the committee on Fish and Game.

Motion adopted by vv.

HB 608

closing Lake Winnepocket in the town of Webster to ice fishing. Rep. Austin for Fish and Game. Inexpedient to legislate.

Resolution adopted by vv.

HB 585

establishing a domestic relations division within the state probation department. Rep. Frizzell for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 679

transferring certain records from the Rockingham county registry of deeds to the records and archives center. Rep. Galbraith for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 686

relative to the adoption of abandoned children and consent by the commissioner of health and welfare. Rep. Cate for Public Welfare and State Institutions. Ought to pass.

Ordered to third reading by vv.

HB 675

requiring automatic sprinkler systems in hospitals and other licensed health facilities, was withdrawn by the committee.

HB 612

creating an associate membership in the Upper Valley Development Council, Inc. Rep. Claflin for Resources, Recreation and Development. Ought to pass.

Ordered to third reading by vv.

HB 259

to implement the national highway safety program. Rep. Carter for Transportation. Ought to pass with amendment.

AMENDMENT

Amend RSA 239-B:7, 239-B:8 and 239-B:9 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

239-B:7 State Agency, Coordinator. There is hereby created the state highway safety agency which shall be the agency responsible under the executive direction of the governor to develop and implement the state's highway safety program. The governor, with the consent of the council, shall appoint a state coordinator of highway safety, who shall be qualified by education and experience, who shall be an unclassified employee and who shall hold office for a term of five years from the date of his appointment and until his successor is appointed and qualified. The governor and council may remove the coordinator only as provided in RSA 4:1. The coordinator shall be the governor's liaison with the national highway safety agency, and he will aid the governor in the coordination of interdepartmental activities and those of the various political subdivisions.

239-B:8 Staff. Subject to state personnel regulations and within budgetary appropriations, the coordinator of highway safety shall appoint such field representatives, secretarial and clerical assistants as may be needed to carry out the purpose of this chapter.

239-B:9 Gifts and Grants. The governor is authorized to receive gifts and grants from any source, public or private in the name of the state, and to expend these monies for the state highway safety program. Any monies accepted by the governor shall be deemed to be an appropriation of the same amount for the purposes hereof.

Further amend the bill by striking out sections 2, 3 and 4 and inserting in place thereof the following:

2 Salary of Coordinator. Amend RSA 94:1, as amended, by inserting in the appropriate alphabetical position the following:

Coordinator of highway safety	12,000	13,500
-------------------------------	--------	--------

3 Appropriation. The sum of forty-two thousand eleven dollars and sixty-four cents is hereby appropriated for the purposes of this act for the fiscal year ending June 30, 1968 and the sum of forty thousand one hundred forty-eight dollars and fifty-six cents is appropriated for said purposes for the fiscal year ending June 30, 1969. The governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

4 Traffic Safety Commission. Amend RSA 259-A:2 by striking out the same and inserting in place thereof the following:

259-A:2 Powers and Duties. The traffic safety commission is authorized to act in an advisory capacity to the state coordinator of highway safety.

5 Amendment. Further amend RSA 259-A by striking out section 3 of said chapter.

6 Effective Date. This act shall take effect sixty days after its passage.

* * *

Amendment adopted, referred to Appropriations under the Rules.

HB 630

relative to the taxation and preservation of farm, forest and open space land. Rep. Colbath for Ways and Means. Inexpedient to legislate.

Rep. Underwood moved that HB 630 be referred to Legislative Counsel and spoke in favor of the motion.

(discussion ensued)

Rep. Angus spoke in favor of the motion.

Motion adopted by vv.

SB 93

relative to exemption from taxation of merchandise in transit in public commercial storage warehouses. Rep. Brocklebank for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

SB 133

exempting members of the peace corps from the head tax. Rep. Doris L. Thompson for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

RECONSIDERATION

HB 357

Rep. Leo Dion served notice that today, or some subsequent

day, he will request the House to reconsider its vote whereby it killed HB 357, relative to dumping garbage and waste materials from one town into another town.

* * *

SPECIAL ORDER

Rep. O'Neil called for the Special Order for 11:01. The question being on the motion by Rep. Cobleigh that beginning June 6th the House be in session four days each week, Tuesday, Wednesday, Thursday and Friday.

Rep. Pickett spoke in favor of the motion.

The question now being on the motion offered by Rep. Cobleigh.

Resolution was adopted by vv.

Rep. Christie offered the following amendment:

AMENDMENT

Amend the motion by inserting before the word "Tuesday" the word (Monday) and by striking out the words (and Friday) and by inserting after the word "Wednesday" the word (and) so that said motion is amended to read:

Beginning June 5th the House be in session four days each week, Monday, Tuesday, Wednesday and Thursday.

The Clerk read the amendment in full.

Reps. Christie, Maloomian, Robert Brown, Guild, Stratton and Stevenson spoke in favor of the amendment.

Rep. Gordon spoke against the amendment.

The Chair requested a division.

162 members having voted in the affirmative and 151 in the negative, the amendment was adopted.

SENATE MESSAGES

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 468

relating to liability for payments for board and care of children committed to industrial school when released to foster homes.

AMENDMENT

Amend the bill by striking out RSA 621:19-b as inserted by the bill and insert in place thereof the following:

621:19-b Liability of Town or County. Whenever a minor is committed to the industrial school the town or country where said minor resided at the time of said committal shall be liable for his care and support at a foster home as provided by section 19-a. Any town or county furnishing such assistance shall be entitled to recover from the parents of such minor child the sum or sums paid out for such assistance provided the parents or either of them shall be deemed able to assist such minor.

On motion of Rep. Cleon Heald the House concurred in the Senate amendments.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 563

to annex the Isles of Shoals to the town of Rye.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An Act to annex certain New Hampshire islands of the Isles of Shoals to the town of Rye.

* * *

On motion of Rep. Morrill the House concurred in the Senate amendment.

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in

the passage of which amends the Senate asks the concurrence of the House of Representatives:

HB 337

relative to the powers and duties of the department of resources and economic development.

AMENDMENT

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon its passage.

* * *

On motion of Rep. Shirley Clark the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amends the Senate asks the concurrence of the House of Representatives:

HB 271

relative to use of dividends received in state employees group insurance plan.

AMENDMENT

Amend section 1 of the bill by striking out in line nine the words "or increasing the benefits of the group hospitalization, hospital medical care, surgical care and other medical and surgical benefits" so that said section as amended shall read as follows:

1 State Employees Group Insurance. Amend RSA 101-A:7, as inserted by 1963, 327:1 by striking out the words "to assist in financing the program or" in line four and inserting in place thereof the words (to be) so that said section as amended shall read as follows: 101-A:7 Dividends. Any dividends which may be received from this life insurance program and the group hospitalization, hospital medical care, surgical care and other medical and surgical benefits, shall be paid to the state to be used to

extend greater coverage by increasing the face value of the life insurance program.

* * *

On motion of Rep. Shirley Clark the House concurred in the Senate amendment.

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 445

to provide that military leave for state employees need not be on consecutive calendar days.

AMENDMENT

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to military leave for certain state employees.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Militia Leave. Amend RSA 112:9 by striking out said section and inserting in place thereof the following: 112:9 State Employees. Any regular employee of the state of New Hampshire who is a member of any reserve component of the armed forces of the United States or of this state, shall, upon request, be entitled to not more than fifteen days leave of absence with pay in any one calendar year for the purpose of engaging in military drill, training, or other temporary duty under military or naval authority. The provisions of this section shall not apply to any such employee who has been inducted or has enlisted in active service in the armed forces of the United States.

2 Effective Date. This act shall take effect upon its passage.

* * *

On motion of Rep. Shirley Clark the House concurred in the Senate amendment.

SENATE MESSAGE AND
INTRODUCTION OF SENATE BILLS

The following Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 66

relative to declaratory judgments. To Judiciary.

SB 136

relative to a wife's right to recover for loss of consortium to the same extent that a husband may do so. To Judiciary.

SB 156

relative to state employees group insurance. To Insurance.

SB 191

increasing the number of incorporators of the Manchester Savings Bank. To Banks.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 17

relative to method of display of a fish and game license.

HB 21

relative to killing dogs found pursuing or killing game or domestic animals.

HB 305

relative to hunting with bow and arrow.

HB 344

relative to careless discharge of firearms.

HB 270

relative to limitation on group insurance for state employees.

HB 506

changing the date for filing annual reports of small loans companies.

HB 756

providing for an additional appropriation for expenses of the legislature.

* * *

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear.

COMMITTEE OF CONFERENCE REPORT**HB 213**

The Committee of Conference to whom was referred House Bill No. 213, An Act adopting a rabies control act, having considered the same report the same with the following recommendations

That the House recede from its position of non-concurrence in the following amendments approved by the Senate and concur with the Senate in the adoption of the said amendments:

Amend paragraph VIII of RSA 442-A:1, as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following: VIII. "Rabies control authority" shall mean duly authorized person or persons responsible for issuing dog licenses.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following: 2 Vaccination Prerequisite to Licensing. Amend RSA 466 by inserting after section 1 (supp) as amended by 1957, 217:1 the following new section: 466:1-a Vaccination Required. Before a license is issued under the provisions of this subdivision, except under the provisions of section 6, the owner or keeper of a dog shall furnish to the clerk a certification that said dog has been vaccinated against rabies in accordance with the provisions of RSA 442-A.

The committee further recommends that the House and Senate concur in the adoption of the following amendment to the bill:

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3 Effective Date. This act shall take effect July 1, 1967.

Paul E. Provost

Robert English

Conferees on the part of the Senate

Charles D. McCarthy

Norman A. McMeekin

Glenna H. Rubins

Conferees on the part of the House

On motion of Rep. Rubins the House concurred in the committee of conference report.

* * *

The Chair announced that today is the 78th birthday of Rep. Ed. Champagne.

REMARKS

Mr. Speaker:

I wish to be recorded as intending to vote "YES" on HB 623, the income-sales tax, to indefinitely postpone.

I have always voted against the sales tax. In the session of 1949 when it was an issue to raise money I was recorded on voting against it — this was the last time I was a member until 1967.

Rep. Maurice Cummings

Sullivan, Dist. 6

(Printed by vv of House on
Wed., May 24)

* * *

With the unanimous consent of the House Rep. Keefe addressed the House.

* * *

With the unanimous consent of the House Rep. Drew addressed the House.

* * *

AFTERNOON SESSION

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet next Wednesday morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 255

to tax the transfer of real property.

HB 560

authorizing the state treasurer to lapse certain accounts to the general fund.

HB 612

creating an associate membership in the Upper Valley Development Council, Inc.

HB 679

transferring certain records from the Rockingham county registry of deeds to the records and archives center.

HB 686

relative to the adoption of abandoned children and consent by the commissioner of health and welfare.

* * *

On motion of Rep. Berry the House adjourned at 1:05 P.M.

Wednesday, May 31

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by guest Chaplain, Father Desmond O'Connor of St. Joseph's Church of Laconia.

"PRAISE THE LORD, O MY SOUL;
I WILL PRAISE THE LORD ALL MY LIFE;
I WILL SING THE PRAISE OF THE LORD WHILE I
LIVE."

In this spirit of the ancient psalmist, we praise You today, O Good and Provident God. Humble in the presence of Your Infinite Wisdom, we gladly fulfill our rational obligation of adoration and worship. Our thanksgiving is deep and sincere, even though frequently tardy of expression. We are grateful for our heritage and the continuous flow of Your blessings. Mindful of the words of the poet, "more things are wrought by prayer than the world dreams of", we ask for divine favor and fatherly help. Amid the pressures and the anxieties of these days may we recognize the grandeur of our responsibilities and the strength of Your grace.

Grant, O God, that we may ardently desire, carefully examine, truly know and worthily accomplish those things that are pleasing to You.

"The eye of God looking before me
the ear of God listening for me,
the word of God speaking for me
the hand of God defending me."

Devoted to our beloved country, where men of different origins and traditions gather and work under one glorious flag, we ask You to bless those in lawful authority in State and Nation. In particular we pray for the Governor and his Council, for the Senators and Representatives who legislate for the people in this august assembly and for all who serve the State in any capacity. Direct the progress and perfect the achievement of their dedicated efforts for the common good of all the people of New Hampshire. May they uphold and further the standards of justice and equity that this government may contribute its

rightful share to the gradual and orderly development of our economy. May we all strive for those conditions of social living whereby men are ennobled and inspired to achieve their own perfection in human dignity, in personal responsibility and freedom of action.

“MAY THE LORD GIVE STRENGTH TO HIS PEOPLE. MAY THE LORD BLESS HIS PEOPLE WITH PEACE.”

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Gallagher led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of 4th graders from The James Mastricola School in Merrimack, courtesy of Reps. Cox and John Wright, Jr.

David Kersting, son of Rep. Kersting of Pembroke.

Mrs. William Gardner, wife of Rep. Gardner of Manchester.

25 Girl Scout Cadets from Berlin, courtesy of Rep. Sheridan.

LEAVES OF ABSENCE

Rep. McGee was granted leave of absence for the day on account of illness.

Rep. Desilets was granted leave of absence for the week on account of illness.

INTRODUCTION OF BILLS

The following Bills, and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 757

to provide special training programs for technical services in the area of health, and making appropriations therefore. (Cobleigh of Hillsborough Dist. 15 — To Appropriations)

HB 758

to allow towns of 5,000 or over population to increase their boards of selectmen. (Bednar of Hillsborough Dist. 23 — To Municipal and County Government)

HB 759

establishing a state scholarship program. (Cobleigh of Hillsborough Dist. 15 — To Education)

HB 760

imposing tax on cable antenna television systems. (Rules Committee for Rep. MacFarlane of Cheshire Dist. 11 — To Ways and Means)

HB 761

relating to renunciation of a devise or bequest under a will and to prevention of disseizin by purchase at a tax sale. (Sayer of Rockingham Dist. 7 — To Judiciary)

HB 762

to limit fishing in Back Pond in Stewartstown to fly fishing. (Huggins of Coos Dist. 1 — To Fish and Game)

HB 763

appropriating funds for the support of the New Hampshire wing of the civil air patrol. (Dame of Rockingham Dist. 26 — To Appropriations)

HB 764

to close down the farm operations at the state industrial school. (Normandin of Belknap Dist. 9 — To Executive Departments and Administration)

HB 765

imposing a tax on parents of children who attend public schools. (Stratton of Rockingham Dist. 5 — To Ways and Means)

HB 766

relating to special meetings of cooperative school districts. (Bigelow of Merrimack Dist. 3 — To Education)

HB 767

relative to the workmen's compensation law. (Stevenson of Grafton Dist. 1 and O'Neil of Cheshire Dist. 12 — To Labor)

HB 768

legalizing the budget meeting of the Merrimack county convention held on May 1, 1967. (Rules committee for Andersen of Merrimack Dist. 25 — To Municipal and County Government)

Rep. Chris Andersen moved that the Rules of the House be so far suspended as to dispense with the printing, reference to committee and public hearing on HB 768, legalizing the budget meeting of the Merrimack county convention held on May 1, 1967, and that the bill be taken up at the present time.

Motion adopted by vv.

Ordered to third reading by vv.

HB 769

relating to service of process on representatives of deceased non-resident motor vehicle operators. (Sterling of Hillsborough Dist. 2 — To Judiciary)

HJR 85

to establish a New Hampshire committee on highway beautification. (Cobleigh of Hillsborough Dist. 15 — To Resources, Recreation and Development)

HJR 86

in favor of Lawrence E. Philbrook. (Rules Committee for Rep. Thurston of Coos Dist. 10 — To Claims and Aeronautics)

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills, Senate Bill and Senate Joint Resolution:

HB 222

relative to counting ballots at elections.

HB 322

relative to capital reserves for the city of Manchester.

HB 431

to regulate professional bondsmen.

HB 526

to authorize lay out of class IV highways financed by federal-aid highway funds by governor and council.

HB 529

relative to the charter of the First or North Parish in Portsmouth.

SB 154

relative to the uniform gifts to minors law and providing for life insurance policies and annuity contracts.

SJR 11

eliminating the prohibition against transfer of certain appropriations of the department of safety.

Rep. Moulton

For the Committee

RECONSIDERATION

Rep. Ferguson, having voted with the majority served notice that today or some subsequent day he would ask for reconsideration of HB 255, to tax the transfer of real property.

COMMITTEE REPORTS**HB 678**

relating to milk standards, Rep. Ellms for Agriculture. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 6 and inserting in its place the following:

6 Effective Date. RSA 184:103 as inserted by section 1 of this act shall take effect on passage. All other parts of this act shall take effect sixty days after its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 704

to establish a veterinary diagnostic laboratory. Rep. Tirrell for Agriculture. Ought to pass.

Referred to Appropriations under the Rules.

HB 356

relative to the definition of company in connection with the investments of savings banks. Rep. Delisle for Banks. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 1 the following new sections:

2 Bonds and Notes. Amend subparagraph (a) of RSA 387:15 I by striking out the word "ten" in line 2 and inserting in place thereof the words (one hundred) and by striking out the word "one" in line 4 and inserting in place thereof the word (five) so that said subparagraph as amended shall read as follows: (a) Such company shall have had in the five years next preceding investment an average gross income of at least one hundred million dollars and average net income available for dividends of at least five million dollars; and

3 Reserves. Amend RSA 387:15 by striking out paragraph II and inserting in place thereof the following:

II. Preferred Stock. The dividend-paying stock of senior preference of industrial corporations incorporated in and doing business in the United States which have assets, after reserves for depreciation, depletion and obsolescence, of at least one hundred million dollars, provided:

(a) All securities of such corporation senior to the preferred stock, if any, are legal investments hereunder and do not exceed more than fifteen per cent of total capital; and

(b) Such corporation shall, in four of the five years next preceding investment, have earned its preferred dividend requirements, including interest, if any, at least three times; and

(c) The dividends on such stock shall be cumulative and have been paid regularly and in full in each of the ten years next preceding investment; or

(d) If such stock has been issued within ten years of the date of investment, the dividends on such stock shall be cumulative and have been paid in full in every year since its issuance and provided the corporation which issued such stock shall have had earnings during each of those ten years equal pro forma to at least three times overall coverage.

4 Assets. Amend paragraph III of RSA 387:15 by striking out the word "twenty" in line 3 and inserting in place thereof the words (one hundred) so that said paragraph as amended shall read as follows:

III. Common Stock. The dividend-paying capital stock of industrial corporations incorporated in and doing business in the United States which have tangible assets of at least one hundred million dollars provided:

5 Effective Date. This act shall take effect November 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

HB 432

providing that all school districts receive the same school building aid, was withdrawn by committee.

HB 695

prescribing order of names of candidates for the same office in multi-member representative districts. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HJR 80

establishing a commission to review existing consumer protection legislation and to determine the need for a consumer protection agency. Rep. Gorham for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 58

to establish a state liquor store in the town of Hudson. Rep. Collishaw for Liquor Laws. Inexpedient to legislate; subject matter covered by previous legislation.

Rep. Bednar moved that the words, ought to pass, be substituted for the words, inexpedient to legislate; subject matter covered by previous legislation and spoke in favor of the motion. Rep. Bednar subsequently withdrew his motion.

Rep. Pickett moved that the remarks of Rep. Bednar be printed in a subsequent Journal.

Motion adopted by vv.

Resolution, inexpedient to legislate, was adopted by vv.

HB 141

relative to state liquor store in Hudson. Rep. Collishaw for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 State Liquor Store. The state liquor commission is directed to establish, equip and operate in the name of the state a state liquor store in the town of Hudson prior to any additional state liquor store. The operation of said liquor store in the town of Hudson shall be governed by the provisions of RSA 177.

2 Appropriation. The sum of thirty-two thousand dollars is appropriated for the fiscal year ending June 30, 1968 and the sum of twenty-five thousand dollars is appropriated for the fiscal year ending June 30, 1969, to be used for the purpose stated in section 1 of this act. The governor is authorized to draw his warrant for these amounts out of any money in the treasury not otherwise appropriated.

3 Effective Date. This act shall take effect July 1, 1967.

* * *

Amendment adopted by vv.

Rep. Cobleigh explained position of the liquor bills in relation to the existing financial situation of the state.

On motion of Rep. Pickett, Rep. Collishaw answered questions.

Rep. Blanchard spoke in favor of the bills.

(discussion ensued)

Referred to Appropriations under the Rules.

HB 362

to direct the liquor commission to appoint a special sales agent in Hudson. Rep. Collishaw for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HB 393

to establish a state liquor store in the town of Ossipee. Rep. Collishaw for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "the same amount" in line 2 and insert in place thereof the words (seventeen thousand dollars) so that said section as amended shall read as follows:

2 Appropriation. The sum of twenty-five thousand dollars is appropriated for the fiscal year ending June 30, 1968 and seventeen thousand dollars is appropriated for the fiscal year ending June 30, 1969, to be used for the purposes stated in section 1 of this act. The governor is authorized to draw his warrant for these amounts out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to appropriations under the Rules.

HB 411

to establish a state liquor store in the town of Troy. Rep. Collishaw for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "the same amount" in line 2 and insert in place thereof the words (seventeen thousand dollars) so that said section as amended shall read as follows:

2 Appropriation. The sum of twenty-five thousand dollars is appropriated for the fiscal year ending June 30, 1968 and seventeen thousand dollars is appropriated for the fiscal year ending June 30, 1969, to be used for the purposes stated in section 1 of this act. The governor is authorized to draw his warrant for these amounts out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 446

to establish a state liquor store in the town of Merrimack. Rep. Collishaw for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "the same amount" in line 2 and insert in place thereof the words (seventeen thousand dollars) so that said section as amended shall read as follows:

2 Appropriation. The sum of twenty-five thousand dollars is hereby appropriated for the fiscal year ending June 30, 1968 and seventeen thousand dollars is hereby appropriated for the fiscal year ending June 30, 1969, to be used for the purposes stated in section 1 of this act. The governor is authorized to draw his warrant for these amounts out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 455

to establish a state liquor store in the town of Lisbon. Rep. Collishaw for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "the same amount" in line 2 and insert in place thereof the words (seventeen thousand dollars) so that said section as amended shall read as follows:

2 Appropriation. The sum of twenty-five thousand dollars is hereby appropriated for the fiscal year ending June 30, 1968 and seventeen thousand dollars is hereby appropriated for the fiscal year ending June 30, 1969, to be used for the purposes stated in section 1 of this act. The governor is authorized to draw his warrant for these amounts out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 583

removing the limitation of two off-sale permits to one person for the sale of alcoholic beverages. Rep. Collishaw for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HB 677

requiring the sale of soft drinks and alcoholic malt beverages in returnable containers. Rep. Blanchard for Liquor Laws. Inexpedient to legislate.

Rep. Chris Andersen moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Reps. Maloomian, Rubins and Bradley spoke in favor of the motion.

(discussion ensued)

Reps. Collishaw, Alice Davis, Mahony, deBlois and Blanchard spoke against the motion.

Rep. Christie moved that further consideration of HB 677 be indefinitely postponed.

Reps. Enright and Logan spoke in favor of the motion.

Rep. Ciborowski spoke against the motion.

(discussion ensued)

Rep. Chris Andersen moved the previous question, and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion to indefinitely postpone HB 677.

On a vv vote the Chair was in doubt and requested a division.

244 members having voted in the affirmative and 69 members having voted in the negative, the motion to indefinitely postpone prevailed.

HB 629

to provide for the taxation of retail sale and use of property. Rep. Cullity for Ways and Means. Inexpedient to legislate.

Rep. Alice Davis moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Rep. Angus spoke against the motion.

Motion lost by vv.

Resolution of the committee adopted by vv.

HB 649

repealing certain taxes and providing for additional revenues of the state, including a retail sales and use tax. Rep. Malloomian for Ways and Means. Inexpedient to legislate.

Rep. Angus spoke in favor of the resolution.

Rep. Chris Andersen moved that HB 649 be laid upon the table.

Motion lost by vv.

Resolution of the committee adopted.

COMMITTEE OF CONFERENCE REPORT

The Committee of Conference to whom was referred House Bill No. 210, An Act providing for salaries for sheriff and deputy sheriffs of Rockingham County, having been unable to agree, recommend that the committee be discharged and a new Conference Committee appointed.

Thomas Waterhouse, Jr.

Calvin J. Langford

conferees on the part of the Senate

Charles H. Gay

Roy Morrill

William Keefe

conferees on the part of the House

Report was adopted and the Chair appointed Reps. Spollett, Sewall and Morrill as conferees on the part of the House.

SENATE MESSAGES

The Senate has voted to concur with the House of Representatives in its amendments to the following Bill:

SB 153

to authorize a cooperative bank or building and loan association to pay charges against real estate on which it holds a mortgage.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

HCR 11

relative to the enforcement of law and order.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 104

to repeal a duplication of a statute relating to sale of liquor in first class restaurants on Sunday.

HB 199

relating to public utility service by foreign corporations.

HB 281

relative to fees in connection with arrests in tax cases.

HB 287

to clarify certain statutes relating to the department of safety.

HB 374

relative to records in district and municipal courts.

HB 385

restricting the use of seines, nets and weirs for the taking of alewives.

HB 511

increasing the authorized debt limit of Plymouth School District.

HB 410

to increase the public revenue from the tax on tobacco.

* * *

**SENATE MESSAGE AND INTRODUCTION OF
SENATE BILLS**

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House, were read a first and second time and referred to committee as follows:

SB 15

providing for the sale of liquor by the bottle by first-class hotels. To Liquor Laws.

SB 141

providing for liquor licenses for first class ballrooms. To Liquor Laws.

SB 185

relative to unclaimed shares in estates of less than twenty-five dollars. To Judiciary.

SB 187

relative to the establishment of the office of public defender in certain counties. To Judiciary.

RESOLUTIONS

Representatives Gaskill, Hall, Healy and Burke offer the following resolution:

Whereas, Miss Jane Ann Schmidtchen, a Senior at Manchester Memorial High School from Londonderry, has been selected as a "1967 Presidential Scholar," and

Whereas, she is the first student from a Manchester secondary school to have been so honored, and

Further, wherein her sense of values includes recognition of the great part her parents, school administrators and teachers have meant to her in this resultant scholastic honor, therefore be it

Resolved, that we, the members of the 1967 House of Representatives in General Court convened, congratulate her and

all others concerned for her having achieved this singular scholastic award, and be it further

Resolved, that a copy of these Resolutions be transmitted to Miss Schmidtchen.

* * *

Resolutions adopted by vv.

Rep. Gay of New London offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the death of Herbert D. Swift, former Representative from New London, and

Whereas, Mr. Swift served his community faithfully and with efficiency, therefore be it

Resolved, that we, Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Swift, and be it further

Resolved, that a copy of these resolutions be transmitted to his widow, Mrs. Maude Swift.

* * *

Resolutions adopted by vv.

* * *

The Chair announced that today was the 64th birthday of Rep. Lavallee of Nashua, and last Saturday, May 27th, was the 70th birthday of Rep. Enright of Hooksett.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 678

relating to milk standards.

HB 356

relative to the definition of company in connection with the investments of savings banks.

HB 768

legalizing the budget meeting of the Merrimack county convention held on May 1, 1967.

* * *

On motion of Rep. Shirley Clark the House adjourned at 1:24 P. M.

Thursday, June 1

The House met at 11:00 o'clock.

Rep. Cobleigh in the Chair.

JOINT CONVENTION

Prayer was offered by guest chaplain, John Cornelius from the Durell Memorial Church of Bethlehem as follows:

Most gracious God, on whom we call for guidance and to whom we look for wisdom during these days of work here in our General Court, we return to Thee our heartfelt thanks for Thy interest and support in all we have done and are still attempting to do. We are grateful to Thee that it is our privilege to labor with one another, in an endeavor to make better laws for our State. If we have left undone some things that we should have done and have done things we should not have done, we

humbly ask Thy forgiveness, and with Thy help will try to rectify them before this session comes to a close.

Bless our State, her industries, her schools and institutions of learning, her social and religious interests. O God, provide with power the spirit of wisdom in those to whom, in Thy name, we have entrusted the authority of government that there may be justice, peace and prosperity in our State and in our Nation. Through Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Reynolds led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The 4th Grade from the Lincoln-Ackerman School, Hampton Falls, courtesy of Rep. Barnes.

The 4th Grade from the Clark School of Amherst, courtesy of Reps. Bragdon and Christie.

Lt. and Mrs. Charles W. Thompson, son and daughter-in-law of Rep. Arthur E. Thompson.

Mrs. Collishaw and Mrs. Beverly Rohr, wife and daughter of Rep. Collishaw.

Distinguished guest and former member and presently sheriff of Cheshire County, Frank W. Walker, courtesy of Rep. Sheldon Barker.

LEAVES OF ABSENCE

Reps. Everett Cummings, Bartlett, Young and McGee were granted leave of absence for the day on account of illness.

Reps. Gile and McQuade were granted leave of absence for today and Friday on account of important business.

Rep. Maxwell was granted leave of absence for today through Tuesday, June 6 on account of important business.

Reps. Manchester and Ratoff were granted leave of absence for the day on account of important business.

Reps. McGinness and Shindledecker were granted leave of absence for the day to attend a funeral.

INTRODUCTION OF BILLS

The following Bills, Constitutional Amendment — Concurrent Resolution were read a first and second time, laid on the table for printing and referred as follows:

HB 770

adopting the interstate regional planning compact and authorizing the state to enter into such compact with contiguous states. (Rules Committee for Rep. Schwaner of Rockingham Dist. 9, and Rep. Morrill of Rockingham Dist. 7 — To Executive Departments and Administration)

HB 771

relative to the distribution of fines paid to district and municipal courts and repealing provisions relating to distribution of certain fines paid for motor vehicle and fish and game offenses. (Allen of Cheshire Dist. 8, and Leavitt of Rockingham Dist. 21 — To Judiciary)

HB 772

to regulate the taking of salt water smelt. (Greene of Rockingham Dist. 22 — To Fish and Game)

HB 773

relating to obscene printed or written matter or material. (Gerber of Rockingham Dist. 28, and Sadler of Rockingham Dist. 23 — To Judiciary)

HB 774

providing for mutual aid among police departments in case of riots or local disasters. (Gerber of Rockingham Dist. 28, and Sadler of Rockingham Dist. 25 — To Executive Departments and Administration)

HB 775

to clarify and extend the authority of the shore fisheries advisory committee in making regulations on taking of marine species. (Greene of Rockingham Dist. 22 — To Fish and Game)

HB 776

providing for an additional assistant attorney general and relative to clerical assistance in said office. (Capistran of Hillsborough Dist. 38 — To Executive Departments and Administration)

HB 777

enabling private persons to enjoin the unlawful maintenance of junk yards. (Trowbridge of Cheshire Dist. 4 — To Judiciary)

HB 778

defining a transporter and a utility dealer and providing special license plates for a utility dealer. (Marcotte of Strafford Dist. 5 — To Transportation)

HB 779

authorizing the trustees of the Cheshire County Savings Bank to elect more than one vice president. (Rules Committee for Rep. Heald of Cheshire Dist. 15 — To Banks)

* * *

Rep. Cleon Heald moved that the rules of the House be so far suspended as to dispense with the printing of HB 779, authorizing the trustees of the Cheshire County Savings Bank to elect more than one vice president.

The Clerk read the bill in full.

* * *

HB 779**An Act**

authorizing the trustees of the Cheshire County Savings Bank to elect more than one vice president.

1 Cheshire County Savings Bank. Amend section 5 of chapter 193 of the Laws of 1897 as amended by chapter 326, Laws of 1961, being the charter of the Cheshire County Savings Bank of Keene, by striking out the section and inserting in place thereof the following: Sect. 5. Said trustees shall qualify in the manner prescribed by law. They shall annually elect from their membership a chairman of the board, a vice chairman of the board and a president. They may also annually elect one or more vice presidents, a treasurer, a secretary and such

other officers as may be necessary for the proper management of the business of said bank, and may remove the same at pleasure. A majority of the trustees shall constitute a quorum.

2 Effective Date. This act shall take effect sixty days after its passage.

* * *

Motion adopted by vv.

INTRODUCTION OF BILLS CONTINUED

Constitutional Amendment — Concurrent Resolution No. 13

Relating To: Legal Voting Age.

Providing That: Eighteen year olds May Vote.

(McQuade of Strafford Dist. 19, Merrill of Grafton Dist. 13, and Bridges of Hillsborough Dist. 13 — To Judiciary)

NOTICE OF RECONSIDERATION

HB 649

Rep. Chris Andersen, having voted with the majority, served notice that today or some subsequent day he would ask the House to reconsider its action whereby it killed HB 649, repealing certain taxes and providing for additional revenues of the state, including a retail sales and use tax.

COMMITTEE REPORTS

HB 401

relating to the practice of engineering. Rep. Moran for Executive Departments and Administration. Inexpedient to legislate.

Rep. Conway moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Reps. Shirley Clark and Moran spoke against the motion.

(discussion ensued)

Rep. Pickett moved that HB 401 be recommitted to the committee on Executive Departments and Administration and spoke in favor of the motion.

Reps. Graf and Maloomian spoke in favor of the motion.

Rep. Newell spoke against the motion.

(discussion ensued)

Motion adopted by vv.

HB 658

relative to filling vacancies in classified service from among other state employees, was withdrawn by the committee.

HB 660

to establish a basic work week of forty hours per week for state employees, and for payment of overtime pay. Rep. Barnes for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

SB 176

to revise the settlement laws. Rep. Lloyd G. Sherman for Executive Departments and Administration. Ought to pass.

At the request of Rep. Healy, Rep. Shirley Clark explained the bill.

Rep. Healy moved that SB 176 be recommitted to the committee on Executive Departments and Administration and spoke in favor of the motion.

Reps. Shirley Clark, Trowbridge and Bednar spoke against the motion.

(discussion ensued)

Reps. Barrows and Brungot spoke in favor of the motion.

Rep. Healy spoke a second time in favor of the motion.

Rep. Maloomian moved the previous question and it was sufficiently seconded.

The question being, shall the main question now be put.

Motion adopted by vv.

The question being on the motion that SB 176 be recommitted to committee.

Motion lost by vv.

Ordered to third reading by vv.

Rep. Palmer of Plaistow wished to be recorded as voting "No" on SB 176.

(Speaker in the Chair)

HB 331

to enlarge the duties of the administrative committee of the district and municipal courts. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HJR 79

establishing an interim commission to study the laws of eminent domain. Rep. Frizzell for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That a commission of seven members is hereby established to study the laws of the state pertaining to the acquisition of real property for public purposes by eminent domain. Said commission shall be composed of the chief justice of the superior court or his designate, the attorney general or his designate, a member of the house of representatives to be appointed by the speaker of the house, a member of the senate to be appointed by the president of the senate, and three residents of the state, one of whom shall be a professional appraiser, to be appointed by the governor with the advice of the council. Said commission shall make a careful study of the present laws relating to the acquisition of real property or rights therein by the state and by its political subdivisions through the process of eminent domain, and of the need or advisability of the revision of such laws or the enactment of further laws relating to said subject, for the protection of the interests of all interested parties. The commission shall have full power and authority to require from the several departments, agencies and officials of the state and of the political subdivisions of the state, such information and assistance as it may deem necessary for the purposes hereof. Members of the commission shall serve without compensation for their services on the commission. The attorney

general of his designate shall convene the commission which will elect its own chairman. The commission shall report its findings and recommendations, together with drafts of any proposed legislation necessary to carry out such recommendations, to the next regular session of the legislature, during the first week of said session.

* * *

Amendment adopted, ordered to third reading by vv.

HB 434

establishing the firefighters' collective bargaining law. Rep. Leo L. Dion for Labor, Majority, Inexpedient to legislate. Minority, Rep. Belanger, Ought to pass.

The reports were accepted.

Rep. Belanger moved that HB 434 be recommitted to the committee on Labor and spoke in favor of the motion.

Motion adopted by vv.

HB 555

prescribing the mode of fixing salaries of officers and employees of the city of Lebanon. Rep. Merrill for Lebanon City Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 556

requiring the approval of the council for transfer of appropriated funds of the city of Lebanon by department heads. Rep. Merrill for the Lebanon City Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 557

prescribing a line-item budget for the city of Lebanon and fixing the date of adoption of the budget. Rep. Merrill for the Lebanon City Delegation. Ought to pass.

Ordered to third reading by vv.

HB 586

requiring voter approval of the borrowing of one hundred thousand dollars or more by the city of Lebanon. Rep. Merrill

for the Lebanon City Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by adding at the end thereof the words "when the proceeds of a borrowing are to be used to do work on a project ordered by the state of New Hampshire or the federal government, or their agencies having legal jurisdiction, wherein failure to perform the work or project would render the city in violation of the statutory laws of said state or government, then the procedure of referendum shall be omitted and the borrowing procedure shall be the same as if the borrowing were for an amount less than one hundred thousand dollars; and the notes and/or bonds issued pursuant to such borrowing shall be the legal obligation of the city as if a referendum of affirmative result had been conducted." so that said section as amended shall read as follows:

1 Procedure Prescribed. Amend 1957, 419 by inserting after section 49 the following new section: 419:49-a Borrowing of One Hundred Thousand Dollars or More. Except in the case of borrowing in anticipation of taxes, no authorization by the council to borrow an amount of one hundred thousand dollars or more shall be effective until approved by the voters of the city. After such an authorization by the council, the city clerk shall cause the question of approval or disapproval of such borrowing to be placed upon the ballot at the next general or regular city election or at a special election which may be ordered by the council. The council shall frame the question to be placed upon the ballot. The authorization shall be considered approved only if a majority of those voting on the question vote in favor of the borrowing when the proceeds of a borrowing are to be used to do work on a project ordered by the state of New Hampshire or the federal government, or their agencies having legal jurisdiction, wherein failure to perform the work or project would render the city in violation of the statutory laws of said state or government, then the procedure of referendum shall be omitted and the borrowing procedure shall be the same as if the borrowing were for an amount less than one hundred thousand dollars; and the notes and/or bonds issued pursuant to such borrowing shall be the legal obligation

of the city as if a referendum of affirmative result had been conducted.

* * *

Amendment adopted, ordered to third reading by vv.

HB 587

relating to the minutes of private meetings of the Lebanon city council. Rep. Merrill for the Lebanon City Delegation. Ought to pass.

Ordered to third reading by vv.

HB 588

relating to permissible employment of Lebanon councilmen. Rep. Merrill for the Lebanon City Delegation. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Certain Employment Permitted. Amend 1957, 419:19 by striking out the words "for any compensation, excepting that this provision shall not apply to compensation of call members of the fire department" in the last three lines so that said section as amended shall read as follows:

419:19 Compensation. No councilman shall, while in office, receive any pay or compensation of any sort, either as councilman or for any other personal services rendered for the benefit of the city, or be employed by the city, or any department or branch thereof.

* * *

Amendment adopted, ordered to third reading by vv.

HB 589

amending the charter of the city of Lebanon. Rep. Merrill for the Lebanon City Delegation. Ought to pass.

Ordered to third reading by vv.

HB 590

authorizing private meetings of the Lebanon city council

on matters of litigation. Rep. Merrill for the Lebanon City Delegation. Ought to pass.

Ordered to third reading by vv.

SB 81

providing that resident widows of non-resident veterans shall be entitled to the veterans' tax exemption. Rep. Sawyer for Military and Veterans' Affairs. Inexpedient to legislate.

Resolution adopted by vv.

SB 177

to exempt veterans, including Viet Nam veterans, from payment of fifty dollars of real estate taxes and widows and totally disabled in proportion. Rep. Charles H. Gay for Military and Veterans' Affairs. Ought to pass with amendment.

AMENDMENT

Amend the bill by inserting after section 6 the following new section:

7 Special Appropriation. Selectmen and assessors shall total the amount to be credited to veterans upon their tax bills, when the same has been determined, and add the same to the total amount of appropriations voted by the town or city as certified to the tax commission for the purpose of having a rate per cent of taxation computed.

Further amend the bill by renumbering section 7 to read section 8.

* * *

At the request of Reps. Trowbridge, Hackler and Bradley, Rep. Charles Gay answered questions.

Reps. Putnam, Varrill, Donald Welch, Twardus, A. George Manning, Gay and Drabinowicz spoke in favor of the bill.

Reps. Bradley, Colburn, Trowbridge and Guild spoke against the bill.

(discussion ensued)

Rep. Christie moved the previous question and it was sufficiently seconded.

The question being, shall the main question now be put.

Motion adopted by vv.

The question being on the amendment as offered by the committee.

Amendment adopted, ordered to third reading by vv.

HB 716

relative to the regulation of advertising by chiropractors. Rep. McCarthy for Public Health. Inexpedient to legislate.

Resolution adopted by vv.

HB 208

relative to the Ashland Dam properties on the Squam River in the town of Ashland. Rep. Claflin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Appropriation. The sum of fifteen thousand dollars is hereby appropriated to be spent by the water resources board for repairs and modifications of the Ashland dam properties. The sum hereby appropriated shall be a lapsing fund and shall be expended for no other purpose. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 93

relative to filing report of motor vehicle accident. Rep. A. George Manning for Transportation. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Filing Report. Amend RSA 262-A:67, as amended by 1957, 144:1, 1963, 330:1, and 1965, 207:4 by striking out the section and inserting in place thereof the following:

262-A:67 Conduct After Accident. Any person who is the operator of a motor vehicle who is knowingly involved in any accident which results in death, personal injury or damages to property, shall immediately stop such vehicle at the scene of such accident and give to the operator of any other vehicle involved in said accident, and to the person injured, or the owner of the property damaged, his name and address, the number of the driver's license, the registration number of the motor vehicle and the name and address of each occupant thereof. If by reason of injury, absence or removal from the place of the accident, or other cause, such injured person, or operator of such other motor vehicle, or owner of the property damaged, or any of them, is unable to understand or receive the information required hereunder, such information shall be given to any uniformed police officer arriving at the scene of the accident or immediately to a policeman at the nearest police station. Any person operating a motor vehicle which is in any manner involved in an accident shall within five days after such accident report in writing to the director of the division of motor vehicles the facts required hereunder together with a statement of the circumstances (a) if any person is injured or killed, or (b) if damage to property is in excess of one hundred dollars, or (c) if said person is uninsured and damage to property is in excess of fifty dollars. Voluntary intoxication shall not constitute a defense in the matter of knowledge under the provisions of this section. Such report, the form of which shall be prescribed by said director, shall contain information to enable the said director to determine whether the requirements for the deposit of security under section 5 of chapter 268 RSA, are inapplicable by reason of the existence of insurance or other exceptions specified in that chapter. If such operator be physically or mentally incapable of making such report, the owner of the motor vehicle involved in such accident or his representative shall, after learning of the accident, forthwith make such report. The operator or the owner shall furnish such additional relevant information as said director shall require. The provisions of this section shall be of general application and shall not be restricted to a public way as defined in RSA 259.

Amendment adopted, ordered to third reading by vv.

HB 673

revising the membership of the advisory committee to the traffic safety commission to include a representative from the division of public health services. Rep. Fuller for Transportation. Ought to pass.

Ordered to third reading by vv.

SENATE MESSAGE**HB 210**

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

HB 210

providing for the salary for the Sheriff of Rockingham County.

That the committee be discharged and a new Conference committee be appointed.

The President has appointed as members of new Committee of Conference: Sen. Tufts and Sen. Foley.

* * *

The Senate refuses to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

HB 309

establishing a finance commission for the city of Manchester.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 31

increasing fees for registration of pharmacies and pharmacists.

* * *

The Senate has voted to concur with the House of Representatives in its amendments to the following bill:

SB 137

requiring a foreclosure deed under a power of sale mortgage by the mortgagee to the purchasing party.

* * *

The Senate has voted to adopt the recommendation of the Committee of Conference to whom was referred the following entitled bill:

HB 213

An act adopting a rabies control act.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 189

An act to limit the period for application to the selectmen or assessors for an abatement of a tax to four months.

AMENDMENT

Amend the title of said bill by striking out the same and inserting in place thereof the following: An Act to limit the period for application to the selectmen or assessors for an abatement of a tax to four months.

Amend section 1 of said bill by striking out the word "five" in the sixth line and inserting in place thereof the word (four) so that said section as amended shall read as follows:

1 Abatement of Taxes. Amend RSA 76:16 by striking out the section and inserting in its place the following: 76:16 By Selectmen or Assessors. Selectmen or assessors, for good cause shown, may abate any tax assessed by them or by their predecessors. Any person aggrieved by the assessment of a tax and who has complied with the requirements of RSA 74, may, within four months after notice of the tax, and not afterwards, apply in writing to the selectmen or assessors for an abatement of the tax.

* * *

On motion of Rep. Morrill the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 89

exempting from taxation certain non-revenue producing property of the water resources board.

AMENDMENT

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon its passage.

* * *

On motion of Rep. Claflin the House non-concurred in the Senate amendment and a committee of conference was appointed as follows: Reps. Watson, Kopperl and Winkley as conferees on the part of the House.

* * *

The Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

Const. Amend-Conc. Res. No. 5

proposing a Constitutional Amendment relating to filling senatorial vacancies.

Const. Amend.-Con. Res. No. 5

was read a first and second time, referred to Judiciary.

* * *

INTRODUCTION OF SENATE BILL

A Senate bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House, was read a first and second time and referred as follows:

SB 105

relative to taking game which is being trailed by dogs of another hunter. To Fish and Game.

* * *

Rep. Cobleigh offered the following House Concurrent Resolution No. 19 and moved its adoption:

HCR NO. 19

to provide for a property tax survey committee.

Whereas, property taxes are the major source of revenue for local communities; and

Whereas, it is alleged that the property tax burden upon New Hampshire citizens is disproportionately higher than upon citizens of communities of comparable size in surrounding states; and

Whereas, there now exists a wide divergence of assessment procedures and ratios in our various communities; and

Whereas, these different ratios affect equalization formulas and exemptions; and

Whereas, it appears necessary to review the appeal provisions with the aim of making available a quick and inexpensive remedy to aggrieved taxpayers regardless of their means; be it therefore

Resolved by the House of Representatives the Senate
Concurring:

That a property tax survey committee of seven members is hereby created for the purpose of making a thorough study of the property tax throughout the state. The speaker of the house shall appoint four members of the committee and the president of the senate, three members, all appointments being for a term of two years with vacancies to be filled in the same manner as original appointments were made. The committee shall elect its own chairman and all members shall be entitled to their expenses, including legislative mileage, when in the performance of official duties hereunder. It shall be the duty of the committee (1) to determine the actual property tax burden for similarly priced homes in various New Hampshire com-

munities in relation to the tax burden for comparable communities of other New England states; (2) to survey current property tax policy to determine the adequacy of the legal structure upon which property tax administration is based and include in this survey an evaluation of the equity of present property tax exemption; (3) to examine the adequacy of current property tax organization and administration at both the state and local levels of government; (4) to evaluate present tax assessment standards and equalization; (5) to evaluate present tax review and appeal procedure especially as it affects the small taxpayer; (6) to consider the extent to which the state should become involved in the actual administration of the property tax; and (7) to submit a report of its study to the general court not later than January 31, 1969, including any specific recommendations for legislation which it may adopt. In order to carry out its duties, the committee may hold public hearings in any part of the state, and make rules for the conduct of these hearings. The committee may request cooperation from state and local officials in its study. The committee may employ such research or clerical staff as it finds necessary to carry out its duties and exercise its powers. The mileage and expenses of the committee, including salaries of employees, shall be a charge against the legislative appropriation.

The concurrent resolution was adopted by vv.

* * *

Reps. Ellms and Merrill offered the following resolution:

RESOLUTIONS

Whereas, we are grieved by the passing of Erling Heistad, well-known New Hampshire skiing authority of Lebanon, and

Whereas, Mr. Heistad is remembered for coaching the first American-born Class A ski jumpers and for nine successive years his ski teams from Lebanon High School won the coveted triple crown in eastern ski circles, and

Whereas, in 1966 Mr. Heistad was elected to the ski Hall of Fame at Ishpeming, Michigan, therefore be it

Resolved, that we, the members of the 1967 session of the General Court of New Hampshire, hereby pay tribute to Mr.

Heistad for his services to the city of Lebanon, and express our sympathy to his family in its bereavement, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Muriel Heistad.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and Resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following House bills and House Joint Resolution were read a third time, passed, and sent to the Senate for concurrence:

HJR 79

establishing an interim commission to study the laws of eminent domain.

HB 557

prescribing a line-item budget for the city of Lebanon and fixing the date of adoption of the budget.

HB 586

requiring voter approval of the borrowing of one hundred thousand dollars or more by the city of Lebanon.

HB 587

relating to the minutes of private meetings of the Lebanon city council.

HB 588

relating to permissible employment of Lebanon councilmen.

HB 589

amending the charter of the city of Lebanon.

HB 590

authorizing private meetings of the Lebanon city council on matters in litigation.

HB 673

revising the membership of the advisory committee to the traffic safety commission to include a representative from the division of public health services.

HB 93

relative to filing report of motor vehicle accident.

RECONSIDERATION

Rep. Stephen Smith, Sr., having voted with the majority, moved that the House reconsider its vote whereby it passed HB 93 and spoke against the motion.

Motion lost by vv.

* * *

SB 176

to revise the settlement laws, was read a third time, passed, and sent to the Secretary of State to be engrossed.

RECONSIDERATION

Rep. Sherman, having voted with the majority moved that the House reconsider its vote whereby it passed SB 176 and spoke against the motion.

Motion lost by vv.

* * *

SB 177

to exempt veterans, including Viet Nam veterans, from payment of fifty dollars of real estate taxes and widows and totally disabled in proportion, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

RECONSIDERATION

Rep. Donald Welch, having voted with the majority,

moved that the House reconsider its vote whereby it passed SB 177 and spoke against the motion.

Motion lost by vv.

* * *

Rep. Chris Andersen wished to be recorded as not voting on HB 716 under Rule No. 16.

* * *

On motion of Rep. Hartigan the House adjourned at 2:05 P.M.

Friday, June 2

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain Paul D. Simpson of The Federated Church of Fitzwilliam, N. H.

God of history and Lord of the nations, who hast faithfully guided all who have stood in these halls and written the law of the land, we come humbly to thee in this moment of quiet before the day's work begins.

We confess to thee that in the days before today we have not always done what we know to be right; rather, we have seized situations and persons and with our own hands have twisted them to our will, instead of to thine. Forgive us for all things we have done which have not benefited the people we are called to serve or the ideals by which we strive to live. Pour down upon us now thy Holy Spirit, and fill us, we pray. Help each of us to see clearly thy will in the alternatives set before us in the deliberations of today's session. May we come to the end of this day, having seen thee at work, and ourselves as faithful servants of thine.

We praise thee for life, for health, and for the opportunities thou givest us to serve thee. We praise thee most of all for thy Son Jesus Christ, in whom we seek to live and in whose name we offer this prayer to thee.

Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Keenan led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF A GUEST

Mrs. Marie Keen of Dover, N. H. whose 7th son is on his way to Germany with the 87th Infantry U. S. Army, courtesy of Rep. Armand Duhaime and Senator Lamontagne from the 1st District.

HOUSE

INTRODUCTION OF GUESTS

A group of students from Fall Mountain Regional High School, courtesy of Reps. Williamson, Forbes, Galbraith, Frizzell, Spitzli and Ballam.

Miss Ruth Merry Hill, niece of Rep. Jennie Bennett of Richmond.

Mr. Robert Shaine of Manchester, courtesy of Rep. Maloomian.

Miss Kathleen Grady of Lexington, Ky., granddaughter of Rep. Edward Grady.

Mrs. Paul Simpson of Fitzwilliam, wife of Guest Chaplain Paul Simpson, courtesy of the House.

Carroll Mamigonian, courtesy of Rep. Parnagian.

LEAVES OF ABSENCE

Rep. Lomazzo was granted leave of absence for the day on account of illness.

Rep. Stafford was granted leave of absence for Thursday and Friday on account of illness.

Rep. Everett Cummings was granted indefinite leave of absence on account of illness.

Reps. John W. Wright, Jr., Cheney and Guilmette were granted leave of absence for the day on account of important business.

Rep. Cone was granted leave of absence for today and Monday on account of important business.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 780

to provide for two additional members on the board of fire commissioners for the city of Laconia. (Rules Committee for Rep. deBlois of Belknap Dist. 8, Rep. Head of Belknap Dist. 10, and Rep. Normandin of Belknap Dist. 9 — To Laconia Delegation)

HB 781

to regulate small loans up to five thousand dollars. (Stevens of Merrimack Dist. 10, Ackerson of Hillsborough Dist. 28 — Banks)

HB 782

to provide payments for taxes lost on lands owned by the state for the use of the fish and game department. (Huggins of Coos Dist. 1 — To Ways and Means)

HB 783

establishing the New Hampshire law enforcement academy. (Cobleigh of Hillsborough Dist. 15 — To Judiciary)

RESOLUTION

Rep. Brungot offered the following Resolution and moved its adoption:

Resolved, that for the remainder of the session, owing to the hot and humid days to come, the male members of the House be permitted to remove their coats.

* * *

Resolution adopted by vv.

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bill:

HB 410

to increase the public revenue from the tax on tobacco.

Idanelle Moulton, for the Committee.

* * *

HB 777

Rep. Trowbridge moved that the order whereby HB 777, enabling private persons to enjoin the unlawful maintenance of junk yards, was referred to the committee on Judiciary be vacated and that the bill be referred to the Committee on Public Works.

Rep. Spitzli spoke in favor of the motion.

Motion adopted by vv.

COMMITTEE REPORTS

SB 40

to regulate the operation of business on the first day of the week, known also as Sunday, and certain annual holidays. Rep. Gorham for Judiciary. Majority, Inexpedient to legislate. Minority, Reps. Paul D. Keenan and Gerber, Ought to pass with amendment.

AMENDMENT

Amend section 3 of the bill by striking out in line thirty-five the word "nine" and inserting in place thereof the word (five) so that said section as amended shall read as follows:

3 Exceptions. Amend RSA 578:5 by striking out the same and inserting in place thereof the following: 578:5 Exceptions. The prohibitions of section 3 shall not apply to: the operation or maintenance of common contract and private carriers; taxi cabs; airplanes; newspapers; radio and television stations; hotels; motels; rooming houses; tourist and trailer camps; restaurants; service garages and motor vehicle service stations; retail monument dealers; laundries; the sale of drugs and medicines; sale or rental of mechanical appliances prescribed by

physicians or surgeons and the sale of personal health and sanitary supplies; greenhouses; seasonal stores; roadside stands engaged in the sale of farm produce, dairy products, sea food or Christmas trees; public utilities; water supply or sewage disposal operations; hospitals or clinics; industries normally kept in continuous operation, including but not limited to pulp and paper plants and textile plants; processing plants handling agricultural produce or products of the sea; ship chandleries; marinas; establishments primarily selling boats or boating equipment, sporting equipment, souvenirs and novelties; motion picture theatres; sports and athletic events, provided that in no case may any motion picture theatre, any theatrical performance, sports or athletic event commence earlier than one o'clock in the afternoon on Sunday and provided that public dancing, horse racing or prize fights shall not be permitted at any time on Sunday; musical concerts; religious, educational, scientific or philosophical lectures; any secular place of business not otherwise prohibited by law if the natural person in control of the business conscientiously believes that the seventh day of the week, or the period which begins at sundown on Friday night and ends at sundown on Saturday night, should be observed as the Sabbath, and causes all places of business in New Hampshire over which he has control to remain closed for secular business during the entire period of twenty-four consecutive hours which he believes should be observed as the Sabbath, and actually refrains from engaging in secular business and from laboring during that period; scenic, historic, recreational and amusement facilities; real estate brokers and real estate salesmen; stores wherein no more than five persons, including the proprietor, are employed on Sunday and throughout the week in the usual and regular conduct of business, or which have no more than five thousand square feet of interior customer selling space, excluding back room storage, office and processing space. Nothing herein shall be construed to permit the sale of new, used, or second-hand motor vehicles on any of the aforesaid days.

* * *

The reports were accepted.

Rep. Spitzli explained the committee report.

Rep. Gerber moved that the report of the minority, ought

to pass be substituted for the report of the majority, Inexpedient to legislate, and spoke in favor of the motion.

* * *

Rep. Gerber answered a question by Rep. Mahony. At the request of Rep. Mahony, and without objection from the House, the above question and answer will be printed in a subsequent Journal.

* * *

Rep. Pickett moved that further consideration of SB 40 be indefinitely postponed and spoke in favor of the motion.

Reps. Maloomian, Guild and Maynard spoke against the motion.

Reps. Angus, Gorham, Keefe, Marcotte and Robert Dion spoke in favor of the motion.

(discussion ensued)

At the request of Rep. James Allen, Rep. Pickett answered questions.

Reps. Williamson and Plumer spoke in favor of the motion.

Rep. Vachon moved the previous question and it was sufficiently seconded.

Question being, shall the main question now be put.

Motion adopted by vv.

Question being on the motion that further consideration of SB 40 be indefinitely postponed.

Motion adopted by vv.

Rep. Maloomian requested the yeas and nays and subsequently withdrew his request and requested a division.

246 members having voted in the affirmative and 38 members having voted in the negative, the motion to indefinitely postpone prevailed.

HB 238

relative to salary for the register of deeds of Cheshire county. Rep. James F. Allen for the Cheshire County Delegation. Ought to pass with amendment.

AMENDMENT

Amend RSA 478:29 as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

478:29 Salary. The register of deeds for Cheshire county shall be paid an annual salary of nine thousand dollars which shall be determined biennially by the executive committee of the county convention in January of each odd-numbered year. The salary thus determined shall be effective for the year in which calculated and the following even-numbered year, and shall be paid in equal monthly installments.

* * *

Amendment adopted, ordered to third reading by vv.

HB 121

relative to school building and foundation aid. Rep. Saunders for Education. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 School Building Aid. Amend RSA 198:15-b (supp) as amended by 1955, 335:9; 1957, 301:1; 1963, 277:3; and 1965, 150:2 by striking out the sentence "The state board of education may withhold approval of grants hereunder from any district, whenever, in their opinion, the number of students is so small that other arrangements could provide better and more economical educational facilities" in lines 16 through 19, so that said section as amended shall read as follows: 198:15-b Amount of Annual Grant. The amount of the annual grant to any school district duly organized, any city maintaining a school department within its corporate organization, any cooperative school district as defined in RSA 195:1, or any receiving district operating an area school as defined in RSA 195-A:1, shall be a sum equal to thirty per cent of the amount of the annual payment of principal on all outstanding borrowings of the school district, city, cooperative school district or receiving district, heretofore or hereafter incurred, including loans made by the New Hampshire school building authority, for the cost of construction of school buildings, to the extent approved by the

state board of education, provided that the amount of the annual grant in the case of a cooperative school district, or a receiving district operating an area school, shall be forty per cent plus five per cent for each pre-existing district in excess of two and each sending district in excess of one, and provided further that no cooperative school district, or receiving district operating an area school, shall receive an annual grant in excess of fifty-five per cent. For the purposes of computing grants hereunder the amount of the annual payment of principal shall be increased by an amount equal to the amount of capital reserve and/or amount raised by taxation which was actually expended in the construction of the school building, and the amount actually spent for the purchase of a site in anticipation of the construction of the school building, divided by the number of years for which bonds or notes were issued to provide funds for such school building. For the purposes of subdivision construction shall include the acquisition and development of the site, construction of a new building and/or additions to existing buildings including alterations providing additional pupil capacity, architectural and engineering fees, purchase of equipment and any other costs necessary for the completion of the building as approved by the state board of education.

Further amend the bill by striking out section 2 and renumbering sections 3 and 4 to read 2 and 3.

* * *

Amendment adopted, ordered to third reading by vv.

HB 460

creating the position of consultant, health and physical education in the state department of education. Rep. Berry for Education. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section one and inserting in its place the following:

1 Health and Physical Education Program. The position of consultant in the field of school health education and physical education is created in the department of education. If funds become available from any source, to pay a salary to the consultant, the commissioner of education shall fill the position.

Further amend the bill by striking out section 2.

Further amend the bill by renumbering section 3 to read section 2.

* * *

Amendment adopted, ordered to third reading by vv.

HB 676

to provide for a disinterested appraisal when cooperative school takes over property of pre-existing school districts. Rep. Berry for Education. Ought to pass.

Ordered to third reading by vv.

HB 370

establishing a real estate board. Rep. Greeley for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 236

relative to salaries of Grafton county commissioners. Rep. Stephen W. Smith for the Grafton County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out in lines five and sixteen the words "twenty-five hundred dollars" and inserting in place thereof the words (twenty-one hundred fifty dollars) so that said section, as amended, shall read as follows:

1 Grafton County Commissioners. Amend RSA 28:28 (supp) as amended by 1955, 247:4, 269:1, 1957, 182:1, 246:1, 1961, 80:1, 157:1, 210:1, 1963, 94:1, 329:2, 1965, 142:1, 191:1, and 262:1 by striking out the words "In Grafton, eighteen hundred dollars" and inserting in place thereof the words (In Grafton, twenty-one hundred fifty dollars) so that said section as amended shall read as follows: 28:28 Commissioners. The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, three thousand dollars.

In Strafford, fifteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Carroll, eighteen hundred dollars.
In Merrimack, two thousand dollars.
In Hillsborough, forty-two hundred dollars.
In Cheshire, two thousand dollars.
In Sullivan, eighteen hundred dollars.
In Grafton, twenty-one hundred fifty dollars.
In Coos, two thousand dollars.

To the foregoing sums shall be added, in all counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Effective Date. This act shall take effect January 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

HB 584

relating to stealing, embezzling or without authority copying or causing to be copied trade secrets. Rep. Gorham for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 715

relative to fees in the superior court. Rep. Dube for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 727

prohibiting political activities on behalf of a candidate or proposition on election day. Rep. Palmer for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

SB 178

relative to burglary. Rep. Gorham for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 726

providing for use of additional polling places at caucuses in

large towns. Rep. Poliquin for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 733

authorizing the executive committee of the county convention to fill certain vacancies in the office of county commissioner. Rep. Poliquin for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

HB 59

directing the reopening of the Autumn Street railroad crossing in Rochester. Rep. Corriveau for the Rochester City Delegation. Ought to pass.

Ordered to third reading by vv.

HB 642

relative to the term of the full time assessor of the city of Rochester. Rep. Corriveau for the Rochester City Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 452

providing for the regulation of community antenna television systems. Rep. Bingham for Judiciary. Inexpedient to legislate.

Rep. Spaulding moved that the words, Ought to pass, be substituted for the words, Inexpedient to legislate, and spoke in favor of the motion.

Rep. Gorham spoke against the motion.

Rep. Angus spoke in favor of the motion.

Rep. Bingham moved that further consideration of HB 452 be indefinitely postponed and spoke in favor of the motion.

Rep. Spitzli spoke against the motion.

Reps. MacFarlane, Trowbridge, Capistran, Stephen Smith, Sr., Brungot and D'Amante spoke against the motion.

(discussion ensued)

Rep. George Gordon moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion to indefinitely postpone HB 452.

Motion lost by vv.

The question now being on the motion to substitute, Ought to pass, for the words Inexpedient to legislate.

Motion adopted by vv.

Ordered to third reading by vv.

SENATE MESSAGES

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 332

to change the period of limitation of prosecutions of certain offenses.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

amending the statute of limitations in regard to certain criminal offenses.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Increasing the Number of Offenses to be Prosecuted Within One Year. Amend RSA 603:1 by striking out in line two the word "one" and inserting in place thereof the word (five), by inserting after the word "other" in line 4 the word (prosecutions) and by inserting after the word "shall" in line 5 the word (commenced), so that said section as amended shall read as follows: 603:1 Periods of Limitation. Indictments and prosecutions for offenses punishable by fine not exceeding five hundred dollars, or by imprisonment not exceeding one year, shall

be found or begun within one year, and all other prosecutions, informations and indictments, except for treason, murder, rape, arson, robbery or burglary, shall be commenced, filed or found within six years after the offense is committed; but the time during which the party charged was not usually and publicly resident within this state shall not be reckoned as part of the time aforesaid.

* * *

Rep. Spitzli moved that the House non-concur in the Senate amendment and that a committee of conference be appointed.

Motion adopted by vv.

The Chair appointed Reps. Capistran, Griffin and Spitzli as conferees on the part of the House.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 453

authorizing the sweepstakes commission to conduct pure lotteries and to associate drawings with horse races held before and after the drawings, within or without the state of New Hampshire.

AMENDMENT

Amend section 3 of the bill by striking out the same and inserting in place thereof the following:

3 Local Option Question. Amend RSA 284:21-k, as inserted by 1963, 52:1, by inserting in line four after the word "sweepstakes" the words (and lottery) so that said section as amended shall read as follows: 284:21-k Local Option. The following question shall be submitted to the voters in cities and towns on the usual ballot at the biennial election in November of 1966 and at each biennial election thereafter: "Shall sweepstakes and lottery tickets be sold in this city or town?"

If a majority of the qualified voters present and voting at

any biennial election of a city or town signifies disapproval of the above question, the sweepstakes commission shall not sell tickets under the provisions of this subdivision in said city or town.

If a majority of the qualified voters present and voting at any biennial election of a city or town signifies approval of the above question, the sweepstakes commission shall, if possible under the other provisions of this subdivision, sell tickets in said city or town.

* * *

Rep. Shirley Clark moved that the House non-concur in the Senate amendment and that a committee of conference be appointed.

Motion adopted by vv.

The Chair appointed Reps. Shirley Clark, Ratoff and Pickett as conferees on the part of the House.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 145

to set the salary of the special justice of the Portsmouth district court.

AMENDMENT

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

I Portsmouth District Court. Amend RSA 502-A:6 II (supp) as inserted by 1963, 331:1 and amended by 1965, 138:1 by striking out said paragraph and inserting in place thereof the following: II. Special Justices. The annual salaries of special justices of the district court shall be as follows: Not less than ten per cent nor more than thirty per cent of the salary of the justice in each district as the local governing body of the city or town in which the court is located may vote, provided, however, that the salaries of the special justices of the Hanover dis-

strict court and of the Portsmouth district court may by vote of the respective local governing body be in excess of thirty per cent of the salary of the justice of said district. The special justices in other cities and towns and the justice of peace requested to sit owing to the disqualifications of the justice and special justice, shall be paid from the treasury of the city or town wherein said court is located, twenty dollars a day for each day or part thereof that he shall serve in said capacity.

* * *

On motion of Rep. Cecil Dame the House concurred in the Senate amendment.

SENATE MESSAGE AND INTRODUCTION OF SENATE BILL

A Senate bill with the following number and title, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, was read a first and second time and referred to committee as follows:

SB 134

authorizing non-profit voluntary corporations to provide legal services. To Judiciary.

* * *

Reps. Cobleigh and Pickett offered the following House Concurrent Resolution:

HCR 20

Opposing the cutting back of the national cemetery system and requesting the department of defense to establish an adequate and permanent national cemetery system.

Whereas, figures, compiled by the Department of Defense for the fiscal year 1966, show that of the 4,873 servicemen who lost their lives in the fight for freedom in Vietnam during the period, 873 or 20.4 per cent were buried in national cemeteries. Although one in five were actually interred in national cemeteries, many more would probably have also been buried in a national cemetery had there been available space near the home of the next of kin; and

Whereas, over the past three years there has been a deter-

mined effort on the part of some federal agencies to sharply curtail or do away altogether with any further provision for national cemeteries, and the Bureau of the Budget has stated unequivocally, "We continue to believe that expansion of the national cemetery is undesirable. The Administration firmly believes that funeral benefits now paid by the Veterans Administration and under Social Security are far preferable to the furnishing of interment facilities by the Government. Legislation to this end would not be in accord with the program of the President;" and

Whereas, present day burial expenses are sufficiently high without placing on the veteran's and serviceman's dependent the added cost of purchasing a burial plot, and this cost can run into astronomical figures for the widow who has little income, and

Whereas, the burial allowances of the Veterans Administration and that provided under Social Security are far too meager to provide for the last rites of most veterans and servicemen, and

Whereas, the Department of the Army has advised Congress that, "The Administration has determined that it is opposed to any further expansion of the present national cemetery system with the exception of Arlington National Cemetery.", and

Whereas, it is perfectly evident that the present administration is determined to end the national cemetery system just as soon as present facilities are exhausted, and this procedure is a rank departure from the long-time precedent that veterans who have served their nation in time of war are entitled to burial sites provided by the United States Government. Now therefore be it

*Resolved by the Senate and House of Representatives in
General Court convened:*

That we strongly urge the Congress of the United States to take such action as necessary to forestall the present plans of the Bureau of the Budget and the administration, and to oppose the position of the Department of Defense which supports the administration's policy of no further expansion of the national cemetery system, with the exception of the Arlington National Cemetery, since many national cemeteries have already exhausted available space and several others are scheduled for closing this year; and

Be it further resolved, that the Department of Defense be requested to establish an adequate and permanent national cemetery system to make national cemeteries available with burial spaces for all U. S. military servicemen and women who are entitled to the same, and wish to be interred there; and

Be it further resolved, that copies of this resolution be forwarded to the secretary of the United States Senate, and chief clerk of the United States House of Representatives and to the Honorable Lyndon B. Johnson, President of the United States; The Honorable Robert S. McNamara, Secretary of Defense; The Honorable Charles L. Schultz, Director, Bureau of the Budget; The Honorable Thomas J. McIntyre, Senate Office Building, Washington, D. C.; The Honorable Norris Cotton, Senate Office Building, Washington, D. C.; The Honorable James C. Cleveland, House Office Building, Washington, D. C.; and the Honorable Louis C. Wyman, House Office Building, Washington, D. C.

* * *

The Clerk read the Concurrent Resolution in full.

House Concurrent Resolution No. 20 was adopted by vv.

* * *

Reps. Keefe and Quirk, for the Portsmouth City Delegation, offered the following resolution:

RESOLUTIONS

Whereas, Daniel W. Nickerson, a Senior at Portsmouth High School, son of Mr. and Mrs. Warren Nickerson of Portsmouth, has been named the Presidential Scholar by President Johnson, and

Whereas, such honors show great respect and admiration for his abilities, now therefore be it

Resolved, that we, the Members of the House of Representatives express our congratulations to Mr. Nickerson for the high honor which has been conferred upon him, and be it further

Resolved, that a copy of these Resolutions be transmitted to Mr. Nickerson.

* * *

Resolutions adopted by vv.

Reps. McMeekin and Bennett for the Grafton County Delegation, offered the following resolution:

RESOLUTIONS

Whereas, we have learned with sorrow of the demise of our former fellow Representative, Wilfred J. Larty of Haverhill, who has served for several sessions with us and at the time of his death was serving as a member of the Senate, and

Whereas, Mr. Larty was outstanding in his service to his town, county, and state, giving freely of his time and effort to further the welfare of his fellow citizens, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby honor the memory of Mr. Larty and extend our heartfelt sympathy to his family, and be it further

Resolved, that a copy of these resolutions be transmitted to his widow, Mrs. Frances Larty.

* * *

Resolutions unanimously adopted by rising vote and one minute of silent prayer.

The Chair announced that today is the 39th birthday of Rep. Oleson, the 76th birthday of Rep. Roby, and the birthday of Rep. Hurley.

* * *

Reps. Helen Barker and Burnham wished to be recorded as voting in favor of SB 40, to regulate the operation of business on the first day of the week, known also as Sunday, and certain annual holidays.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be in memory of Senator Wilfred Larty, and to meet next Monday at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

SB 178

relative to burglary, was read a third time, passed, and sent to the Secretary of State to be engrossed.

The following House bills were read a third time, passed, and sent to the Senate for concurrence:

HB 238

relative to salary for the register of deeds of Cheshire county.

HB 121

relative to school building and foundation aid.

HB 460

creating the position of consultant, health and physical education in the state department of education.

HB 676

to provide for a disinterested appraisal when cooperative school district takes over property of pre-existing school districts.

HB 236

relative to salaries of Grafton county commissioners.

HB 584

relating to stealing, embezzling or without authority copying or causing to be copied trade secrets.

HB 726

providing for use of additional polling places at caucuses in large towns.

HB 733

authorizing the executive committee of the county convention to fill certain vacancies in the office of county commissioner.

HB 59

directing the reopening of the Autumn Street railroad crossing in Rochester.

HB 452

providing for the regulation of community antenna television systems.

RECONSIDERATION

Rep. Angus, having voted with the majority moved that the House reconsider its vote whereby it passed HB 452 and spoke against the motion.

Motion lost by vv.

THIRD READINGS CONTINUED

HB 370

establishing a real estate board.

Rep. deBlois, having voted with the majority moved that the House reconsider its vote whereby it passed HB 370 and spoke against the motion.

Motion lost by vv.

On motion of Rep. Rubins the House adjourned at 2:46 P.M. in memory of Sen. Wilfred J. Larty.

Monday, June 5

The House met at 11:00 o'clock.

HOUSE

(Rep. Cobleigh in the Chair)

Prayer was offered by Chaplain Peter Floyd as follows:

O Lord, in this the final month of the 1967 General Court we have a heightened sense of the value of time. We are working under ever-increasing pressure.

Guard use against sloppiness in thought and action. Help us to realize that hot weather and high humidity cannot be used to excuse us from thorough consideration of important legislative items. In short, help us to do the job for which we were elected, and to do it with the thought in mind that each one of us knows where we have been remiss and where we have been thoughtful.

We ask this in the name of one who lived a thorough life without hiding behind pious excuses; even Jesus Christ our Lord. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Ballam led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The 7th and 8th Grade pupils from The Litchfield School, courtesy of Rep. Graf.

Mrs. Arthur Bouchard, wife of Rep. Bouchard of Berlin.

Mrs. Bussiere and Mrs. Donahue of Jaffrey, courtesy of Rep. Bussiere.

LEAVES OF ABSENCE

Reps. Balomenos, George B. Roberts, Sayer, Barron, Ellms, Trowbridge and Gerber were granted leave of absence for the day on account of important business.

Rep. Milburn Roberts was granted leave of absence for today and Tuesday on account of important business.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 784

relative to establishment of wild life refuges by private persons. (Heald of Hillsborough Dist. 10 — To Resources, Recreation and Development)

HB 785

to provide for the election of officials of Keene union school district at the same time as the election of Keene city officials. (Moran of Cheshire Dist. 17 — To Keene Delegation)

HB 786

requiring the telephone company to install for non-business subscribers approved telephone extension instruments purchased from any source and authorizing use of such extensions without additional monthly service charge. (Trowbridge of Cheshire Dist. 5, Brown of Rockingham Dist. 5, and Roberts of Belknap Dist. 6 — To Executive Departments and Administration)

HB 787

regulating the use of houseboats on the surface waters of the state. (Kopperl of Merrimack Dist. 12, Winkley of Strafford Dist. 11 — To Resources, Recreation and Development)

HB 788

to transfer certain costs of the superior court from the counties to the state, and to impose a tax on cigarettes to finance a superior court fund. (Stevens of Merrimack Dist. 10, Hanson of Merrimack Dist. 6, Andersen of Merrimack Dist. 25, and Call of Merrimack Dist. 23 — To Ways and Means)

HB 789

relative to providing immunity for witnesses testifying upon complaints charging persons with violations of RSA 175:6. (Rules Committee for Rep. Smith of Grafton Dist. 18 — To Judiciary)

HB 790

relative to starting schooling for deaf children at the age of four. (Brown of Hillsborough Dist. 7 — To Education)

HB 791

providing for penalties for failure to contribute to a health and welfare pension fund. (Cobleigh of Hillsborough Dist. 15 — To Judiciary)

HJR 87

establishing a New Hampshire corrective commission. Palmer of Rockingham Dist. 9, and Cochrane of Strafford Dist. 4 — To Judiciary)

HJR 88

in favor of Arthur E. Robichaud. (Pickett of Cheshire Dist. 17 — To Claims)

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate Bills:

HB 305

relating to hunting with bow and arrow.

HB 344

relative to careless discharge of firearms.

HB 468

relative to liability for payments for board and care of children committed to industrial school when released to foster homes.

HB 506

changing the date for filing annual reports of small loans companies.

HB 563

to annex certain New Hampshire islands of the Isles of Shoals to the town of Rye.

SB 102

increasing the staff of the New Hampshire national guard.

SB 143

relating to the times and places of holding courts of probate for Hillsborough County.

SB 147

relative to partial payment in redemption of real estate sold for taxes.

HB 21

relative to killing dogs found pursuing or killing game or domestic animals.

HB 104

to repeal a duplication of a statute relating to sale of liquor in first class restaurants on Sunday.

HB 270

relative to limitation on group insurance for state employees.

HB 271

relative to use of dividends received in state employees group insurance plan.

HB 281

relative to fees in connection with arrests in tax cases.

HB 337

relative to the powers and duties of the department of resources and economic development.

HB 374

relative to records in district and municipal courts.

HB 445

relative to military leave for certain state employees.

HB 756

providing for an additional appropriation for expenses of the legislature.

SB 61

relative to dissolution of village districts.

SB 89

providing for an open season on quail.

SB 161

providing that the burial expenses of certain Viet Nam veterans be paid by the state.

Rep. Moulton for the Committee.

COMMITTEE REPORTS

HB 521

relative to taking wild deer. Rep. Merrifield for Fish and Game. Inexpedient to legislate.

Rep. Hayes moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Rep. Oleson spoke against the motion.

Rep. Maynard moved that HB 521 be indefinitely postponed and spoke in favor of the motion.

Reps. Willey, A. George Manning, Hoar, Philip C. Heald Jr. and Drew spoke in favor of the motion.

Rep. Huggins spoke against the motion.

(discussion ensued)

Rep. Bork moved the previous question and it was sufficiently seconded. The question now being shall the main question now be put.

Motion adopted by vv.

The question now being on the motion that HB 521 be indefinitely postponed.

Rep. Bushey requested a division and subsequently withdrew his request and requested a roll call, seconded by Rep. Robert Dion. Rep. Bushey subsequently withdrew his motion, and Rep. Dion withdrew his second.

Motion adopted by vv.

HB 572

to prohibit the taking of gray squirrels in Coos and Carroll counties. Rep. Oleson for Fish and Game. Ought to pass.

Ordered to third reading by vv.

SB 60

repealing provisions relative to bounty on grasshoppers. Rep. LaFrance for Fish and Game. Ought to pass.

Ordered to third reading by vv.

HB 272

relative to deputy registers of probate for the county of Hillsborough. Rep. Pettigrew for the Hillsborough County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "appoint other deputies to perform such duties as he may assign" in lines 3 and 4 and inserting in place thereof (deputize a person for a specific assignment) so that said section as amended shall read:

1 Appointment of Deputy Registers of Probate for Hillsborough County. Amend RSA 548 by inserting after section 14 the following new section: 548:14-a Other Deputy Registers. The Hillsborough county register of probate may deputize a person for a specific assignment. Such deputies shall not be included under RSA 548:19 or RSA 94:1.

* * *

Amendment adopted, ordered to third reading by vv.

HB 569

increasing the salary of the Hillsborough county treasurer. Rep. Pettigrew for the Hillsborough County Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 581

increasing the salaries of the Hillsborough county commissioners. Rep. Pettigrew for the Hillsborough County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the word "six" in line 5 and in line 14 and inserting in place thereof the word (five) so that said section as amended shall read as follows:

1 Salaries of Hillsborough County Commissioners Increased. Amend RSA 28:28 (supp) as amended by 1955, 247:4 and 269:1; 1957, 182:1 and 246:1; 1961, 80:1, 157:1 and 210:1; 1963, 94:1, 329:2; 1965, 142:1, 191:1 and 262:1 by striking out the words "In Hillsborough, forty-five hundred dollars" in line eight and inserting in place thereof the words (In Hillsborough, five thousand dollars) so that said section as amended shall read as follows: 28:28 Commissioners. The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, three thousand dollars.

In Strafford, fifteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Carroll, eighteen hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, five thousand dollars.

In Cheshire, two thousand dollars.
In Sullivan, eighteen hundred dollars.
In Grafton, eighteen hundred dollars.
In Coos, two thousand dollars.

To the foregoing sums shall be added, in all counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 Effective Date. This act shall take effect on July 1, 1967.

* * *

Amendment adopted, ordered to third reading by vv.

HB 670

to protect the right to privacy against eavesdropping and wiretapping. Rep. Pryor for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 714

relative to criminal liability for conduct of another. Rep. Capistran for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 172

relative to disclosure of liability insurance by discovery. Rep. Eastman for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

SB 179

relating to the taking by the state of land restricted to conservation or recreation use was withdrawn by committee.

SB 180

relating to the sale of pistols and revolvers. Rep. Gorham for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 317

relative to notice of injury in workmen's compensation cases. Rep. Leo L. Dion for Labor. Inexpedient to legislate.

Resolution adopted by vv.

HB 524

relative to night work for females. Rep. Leo L. Dion for Labor. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Hours of Labor. Amend RSA 275 by inserting after section 17 the following: 275:17-a Special Agreement. By mutual agreement between employer and employees, females and male minors may be granted relaxation relative to working eight hours in any twenty-four hours, after approval of the labor commissioner.

* * *

Amendment adopted, ordered to third reading by vv.

HB 622

providing that a medical certificate shall only be required for children under sixteen before an employment certificate may issue was withdrawn by committee.

HB 656

relative to payment of health, welfare, and pension fund contributions by employers was withdrawn by committee.

SB 75

excepting non-professional ski patrolmen from minimum wage provisions. Rep. Leo L. Dion for Labor. Inexpedient to legislate; subject matter covered by other legislation.

Resolution adopted by vv.

HB 456

requiring physical examinations for barbers at five year intervals and not annually. Rep. Rubins for Public Health. Inexpedient to legislate.

Resolution adopted by vv.

HB 542

relative to the control of junkyards on the interstate and federal-aid primary highway systems in order to meet the re-

quirements of the "Highway Beautification Act of 1965". Rep. Edwards for Public Works. Ought to pass with amendment.

AMENDMENT

Amend paragraph IV of RSA 249-B:2 as inserted by section 1 of the bill by inserting in line four of the inserted paragraph after the word "fills" the sentence (The word does not include any motor vehicle dealers registered with the director of Motor Vehicles under RSA 260:45 through 260:52 and controlled under RSA 267-A:14.) so that the paragraph as amended shall read as follows:

IV. "Junkyard" means an establishment or place of business which is maintained, operated, or used for storing, keeping, buying or selling junk, or for the maintenance or operation of an automobile graveyard, and includes garbage dumps and sanitary fills. The word does not include any motor vehicle dealers registered with the director of Motor Vehicles under RSA 260:45 through 260:52 and controlled under RSA 267-A:14.

Amend RSA 249-B:3 as inserted by section 1 of the bill by striking out the inserted 249-B:3 and inserting in its place the following:

249-B:3 Rules and Regulations. The commissioner of public works and highways is authorized to issue reasonable rules and regulations to provide for effective control of junkyards in conformance with rules and regulations issued by an appropriate department or agency of the United States and pursuant to the declared policy of the state as set forth in section 1 of this chapter. Such rules and regulations shall include a regulation that where two or more unregistered, or old motor vehicles, no longer intended or in condition for legal use on the highways, or used parts or materials from motor vehicles which, taken together, include in bulk two or more vehicles are held on the property of a person or persons not operating an establishment or place of business which is maintained, operated, or used for storing, keeping, buying or selling junk, or for the maintenance or operation of an automobile graveyard in violation of RSA 267-A the commissioner shall enforce the provisions of RSA 267-A.

Amend RSA 249-B:9 as inserted by section 1 of the bill by striking out in line one of the inserted 249-B:9 the word "Li-

cnese" as it appears in the section heading and inserting in its place the word (License) so that the inserted 249-B:9 as amended shall read as follows:

249-B:9 License Fees. The annual license fee is twenty-five dollars to be paid at the time the application is made and annually thereafter on April 1 in the event of renewal. If the application is not granted, the fee shall be returned to the applicant. All fees shall be deposited in the highway fund.

Amend RSA 249-B:12 as inserted by section 1 of the bill by striking out in line 4 of the inserted 249-B:12 the word "circumstnaces" and inserting in its place the word (circumstances) so that the inserted section as amended shall read as follows:

249-B:12 Application of Other Statutes. The provisions of RSA 267-A shall not apply to junkyards located on the interstate or federal aid primary system. If the provisions of this chapter or the application of such provisions to any person or circumstances appear to conflict with the provisions of RSA 267-A then the provisions of this chapter shall take precedence.

Amend the bill by inserting after section 1 a new section as follows:

2 Availability of Federal Funds. The provisions of this act shall remain in force as long as they may be necessary to comply with federal laws and regulations and as long as such federal laws and regulations are supported with federal funds on a matching basis, and as long as may be necessary to protect the integrity of federal-aid highway apportionments or to insure collection of any bonus funds which may be made available to the state by the federal government in connection with RSA 249-B.

Further amend the bill by changing section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

HB 707

providing for a commission to study the recreational uses of the Saco River. Rep. Dorothy Davis for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend section 4 of the bill by striking out the words "including signing any document necessary to pay the legitimate expenses incurred by the commission before it is dissolved" in lines 5 and 6 so that said section as amended shall read:

4 Completion of Duties. The duties and powers of the commission shall terminate seven days before the first Wednesday of the year 1969, except that the chairman has the power to act after that date if necessary to complete the work of the commission.

Further amend by striking out sections 5 and 6 and renumbering sections 7 and 8 to read sections 5 and 6.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

Rep. Claflin moved that reference of HB 707 to Appropriations be dispensed with and spoke in favor of the motion.

Motion adopted by vv.

Ordered to third reading by vv.

HB 615

to regulate the towing of motor vehicles. Rep. Mattice for Transportation. Ought to pass with amendment.

AMENDMENT

Amend RSA 263:91, 92 and 93 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

263:91 Tow Bars Required. Except for duly registered wrecking vehicles and transporters or motor vehicles towing with a chain or cable for no more than one mile another motor vehicle which is disabled and unable to proceed under its own power, no motor vehicle shall be used to tow another motor vehicle upon the public highways unless the two vehicles shall be connected by a tow bar of sufficient strength to control the movement of the vehicle being towed without manual steering of said towed vehicle.

263:92 Lighting Required. Except for duly registered wrecking vehicles and transporters no motor vehicle shall be used to tow another upon the public highways between one-half hour after sundown and one-half hour before sunrise unless the vehicle being towed shall display at least one lighted tail lamp or auxiliary rear light to the extreme left of the rear axle.

* * *

Amendment adopted, ordered to third reading by vv.

HB 651

authorizing special number plates for licensed class D radio operators. Rep. Wallins for Transportation. Inexpedient to legislate.

Rep. Bradley moved that the words, ought to pass, be substituted for the committee report, inexpedient to legislate, and spoke in favor of the motion.

Rep. Stephen Smith spoke against the motion.

(discussion ensued)

Rep. Wallin moved that further consideration of HB 651 be indefinitely postponed and spoke in favor of the motion.

Motion adopted by vv.

Rep. Bradley requested a division.

160 members having voted in the affirmative and 80 members having voted in the negative, the motion to indefinitely postpone prevailed.

HB 729

authorizing the commissioner of safety to regulate and control the use of radar. Rep. A. George Manning for Transportation. Inexpedient to legislate.

Rep. Marcotte moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

(discussion ensued)

Rep. Stephen Smith moved that further consideration of HB 729 be indefinitely postponed and spoke in favor of the motion.

Motion adopted by vv.

HJR 74

establishing a special committee to study and compare telephone rates and services in local calling areas throughout the state. Rep. Maloomian for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

* * *

HB 768

Rep. Newell moved that the text of HB 768, An Act legalizing the budget meeting of the Merrimack county convention held on May 1, 1967, be printed in today's Journal of the House, and spoke in favor of the motion.

Reps. Pickett and Chris Andersen spoke in favor of the motion.

Motion adopted by vv.

HB 768

An Act legalizing the budget meeting of the Merrimack county convention held on May 1, 1967.

1 Proceedings Legalized. All the votes and proceedings, including but not being limited to the adoption of the budget, of the Merrimack county convention held on May 1, 1967, are hereby legalized, ratified and confirmed.

2 Effective Date. This act shall take effect upon its passage.

* * *

HB 58

REMARKS OF REP. JOHN M. BEDNAR, HUDSON, BEFORE THE HOUSE WEDNESDAY, MAY 31, 1967, IN CONNECTION WITH HB 58, to establish a State Liquor Store in the Town of Hudson.

Inserted on motion of Rep. Pickett.

Mr. Speaker: I move that the words "Ought to Pass" be substituted for the words "Inexpedient to Legislate," on HB 58.

Mr. Speaker: I realize that the chairman of the Liquor

Laws Committee has been overwhelmed with bills but I fail to understand how he, and his committee, have reached such an unsound decision on this bill.

HB 58, to establish a state liquor store in the town of Hudson (Bednar) was introduced into the House on January 10, 1967 while HB 141, relative to state liquor store in Hudson (Keenan and Gallagher) was introduced on January 17, 1967.

Each bill had different provisions but both bills received a public hearing before the House Liquor Laws Committee Wednesday, March 22, 1967, with the sponsor of HB 58 (Bednar) being heard first by the committee.

The Committee's report for today indicates that HB 58 is "Inexpedient to legislate; subject matter covered by previous legislation".

Mr. Speaker: I fail to see how the Liquor Laws Committee reached such an unsound decision especially when HB 58 was introduced first into the House and the subject matter of the bill, namely, the appropriation, was transferred to HB 141, at an executive session of the committee.

As a rule, I would not question the action of the Liquor Laws Committee. However, the Town of Hudson is a political hotbed, with everyone trying to make points with his constituents.

Accordingly, one of the co-sponsors of HB 141, following the hearing on both bills, made a statement over the radio that I was opposed to a Liquor Store for the Town of Hudson and that the Liquor Laws Committee rejected my bill, HB 58, because it had an appropriation attached to it.

This statement is far from the truth and I resent such irresponsible public statements especially where I successfully sponsored a bill for a liquor store in the Town of Hudson at the 1965 session, only to have the bill die in the Senate.

It is a matter of public record that the House and Senate Liquor Laws Committees had a joint hearing in Hudson in 1965 on the request for a State Liquor Store, a most successful one at that. The record turnout in Hudson favorably impressed the Committee.

Upon hearing this public statement by one of the co-spon-

sors of HB 141, I contacted the Speaker of the House and Majority Leader and strongly objected to the tactics of the Chairman of the Liquor Laws Committee in the handling of my bill (HB 58) and the Chairman was advised of my protest.

Apparently this protest has fallen on deaf ears for the Liquor Laws Committee's report states that HB 58 is "Inexpedient to legislate; subject matter covered by previous legislation".

I cannot understand how the subject matter of HB 58 is covered by previous legislation because there was no previous legislation, especially where the appropriation provision of HB 58 was transferred to HB 141. The House or Senate never acted on previous legislation, although it will be asked to act on HB 141 as the next order of business.

I object to this type of politics by the Chairman of the Liquor Laws Committee. Basically, it makes no difference to me whose name appears on the bill but I do insist on fair play in the handling of bills.

The main issue here is that the Town of Hudson gets its Liquor store and that it is located where it will do the State the most good, financially speaking.

Since fair play was definitely absent in the handling of HB 58, I felt that the House should be made aware of that fact. The Chairman of the Liquor Laws Committee did not process this bill in the order received nor did his Committee act upon its merits in a judicious manner.

Mr. Speaker: I now withdraw this motion.

SENATE MESSAGE

The Senate has removed Senator Koromilas as one of the conferees on the Committee of Conference on HB 28, An Act permitting freedom of access to public records and proceedings, and has appointed Senator Chandler in his place.

RESOLUTION

Reps. Charles F. Gordon of Manchester and deBlois of Laconia, offered the following resolution:

RESOLUTIONS

Whereas, we have learned with great pride that a 9th Grade student at Memorial Junior High School, Laconia, Elaine Barbara Gifford, has been chosen New Hampshire's 1967 Yankee Doodle Dandy, and

Whereas, Miss Gifford was eligible to represent New Hampshire because she was born on July 4th and upon her winning essay on "What My American Freedom Means to Me", therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, do hereby extend to Miss Gifford our heartiest congratulations with the hope that she may become the National Yankee Doodle Dandy, and be it further

Resolved, that a copy of these Resolutions be transmitted to Miss Gifford.

* * *

Resolutions adopted by vv.

Rep. Eastman for the Exeter Del. offered the following resolution:

RESOLUTION

Whereas, We have learned with sorrow of the passing of Private First Class Paul L. Camire, United States Marine Corps of Exeter.

Whereas, Private Camire served his Town, State, and Country faithfully and well and is the first Exeter serviceman to lose his life in the Vietnam conflict.

Therefore be it Resolved that we the members of the New Hampshire House of Representatives in General Court convened, do hereby pay tribute to his service and extend our sincere sympathy to the bereaved family and be it further

Resolved that a copy of this resolution be transmitted to Mr. and Mrs. William Camire, Sr., 8 Vine Street, Exeter.

* * *

Resolutions adopted by vv.

COMMUNICATION

Conway, N. H.
June 3, 1967

Speaker
House of Representatives
State House
Concord, N. H.

Dear Sir:

The family of Rep. Dana J. Farrington, and the Carroll County Commissioners, will hold in grateful remembrance your kind expression of sympathy.

* * *

Rep. Willey requested unanimous consent to address the House, hearing no objections, Rep. Willey addressed the House.

(discussion ensued)

Rep. Pickett spoke in favor of the report.

Rep. Angus moved that the report of a committee created by a House Concurrent Resolution concerning the problem of nursing in New Hampshire, be printed in a subsequent Journal.

Motion adopted by vv.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time, third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION

THIRD READINGS

The following House bills were read a third time, passed, and sent to the Senate for concurrence:

HB 572

to prohibit the taking of gray squirrels in Coos and Carroll counties.

HB 272

relative to deputy registers of probate for the county of Hillsborough.

HB 581

increasing the salaries of the Hillsborough county commissioners.

HB 714

relative to criminal liability for conduct of another.

HB 524

relative to night work for females.

HB 542

relative to the control of junkyards on the interstate and federal-aid primary highway systems in order to meet the requirements of the "Highway Beautification Act of 1965."

HB 707

providing for a commission to study the recreational uses of the Saco River.

* * *

HB 615

to regulate the towing of motor vehicles, was read a third time.

At the request of Rep. Sheldon Barker, Rep. Stephen Smith explained HB 615.

HB 615 was passed and sent to the Senate for concurrence.

* * *

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 60

repealing provisions relative to bounty on grasshoppers.

SB 180

relating to the sale of pistols and revolvers.

RECONSIDERATION

HB 615

Rep. Stephen Smith, Sr. moved that the House reconsider

its vote whereby it passed HB 615 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Rubins the House adjourned at 1:43 P. M.

Tuesday, June 6

The House met at 11:00 o'clock.

JOINT CONVENTION

(Rep. Cobleigh in the Chair)

Prayer was offered by Guest Chaplain Arthur D. Dewey of the Methodist Church of Hampton, N. H.

Almighty and eternal God, our creator, preserver, sustainer, guide and judge, it is most fitting that we wait before Thee, as we begin the deliberations of this day.

We offer Thee praise and thanksgiving for all Thy gifts unto each of us,

For health and homes,
For minds by which we can understand the world about us,
For all the gifts that make our lives so meaningful,
For friends and loved ones,
For tasks that give meaning and purpose to our existence.

We would first pray blessing upon the peoples of our world. May they be mindful of the cost of the steps they are about to take. Grant that a sense of their acts may weigh heavily upon their leaders.

Thou hast led our nation through the years.

May Thy spirit direct our leaders in this hour of decision.

And may Thy will be done.

Grant, as we wait in Thy presence, that our abiding concern may be for the welfare of the people of New Hampshire, and those who enact and regulate the laws of our state.

Endow each member with a sense of responsibility.

Where contrary interests arise, let the pure light of Thy divine will be the guiding directive.

Josiah Gilbert Holland has enriched our thinking. I quote a portion of his prayer — "God give us men. A time like this demands strong minds, great hearts, true faith, and ready hands.

Men whom the lust of office will not kill.

Men whom the spoils of office cannot buy,

Men who possess opinions and a will,

Men who have honor, men who will not lie,

Men who can stand before a demagogue and damn his treacherous flatteries without flinching,

Tall men, sun-crowned who live above the fog in public duty and private thinking.

And grant, Our Father, that while we seek such men in public life, we, as their constituents, may not burden them with our petty and unjust askings.

Rather let us stand back of these, our servants and leaders, may we not unduly criticize or seek special favors, but with hearts that are true and loyal to the highest good, may we give our full endorsement and support to every noble effort and accomplishment that they may enact.

And unto Thee we shall give our highest praise, in the name of the Father, the Son, and the Holy Spirit. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Varrill led the Convention in the Pledge of Allegiance to the Flag.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The 4th Grade of the Seabrook Elementary School, courtesy of the members from Seabrook, Rep. Hamel and Rep. Crossland.

Mrs. George Hight and daughter, Mary, courtesy of Rep. Henry of Concord.

Mrs. Dewey and Mr. and Mrs. Trees of Hampton, courtesy of the Exeter Delegation.

The 4th Grade from New Castle Elementary School, courtesy of Rep. McDonough.

The 4th Grade of Sugar Hill School accompanied by their teacher, Mrs. Dorothy Aldrich, courtesy of Rep. Foss.

Dr. Deane M. Chamberlain of Alton, son of Rep. Kenneth Chamberlain.

A group of students from Rochester, courtesy of The Rochester Delegation.

The 4th grade, Allen School, Rochester, Miss Greiner and Mrs. Lacasse, teachers. Guest of Rep. Rubins.

LEAVES OF ABSENCE

Rep. Roberts was granted leave of absence for the day on account of illness.

Reps. Manson Smith and Gile were granted leave of absence for the day on account of important business.

INTRODUCTION OF A BILL

The following bill was read a first and second time, laid on the table for printing and referred as follows:

HB 792

to make unlawful the inhalation of toxic vapors for effect and to authorize follow-up care for minors guilty of the second offense. (deBlois of Belknap Dist. 8 — To Judiciary)

RECONSIDERATION

HB 651

Rep. Merrill, having voted with the majority, served notice that today or some subsequent day she would ask for reconsider-

ation of HB 651, authorizing special number plates for Class D radio operators.

COMMITTEE REPORTS

HB 432

providing that all school districts receive the same school building aid. Rep. Raiche for Education. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out the title and inserting in its place the following:

An Act

to provide for a study of the educational system of the state, to include state aid to school districts.

Further amend the bill by striking out sections 1 and 2 of the bill and inserting in its place the following:

1 Education Study Commission. An Educational Organization Study commission of seven members is established to examine, evaluate, and make recommendations relating to the educational system of school supervisory unions, cooperative districts, area school systems, and other educational organizations created in 1919 and the changes made since that date. The commission shall be appointed as follows: two members of the house of representatives by the speaker of the house; one member of the senate by the president of the senate; and four by the governor. The members are not entitled to any salary, but are entitled to reimbursement for actual expenses incurred in the performance of their duties under this act.

2 Duties. The commission shall study, among other things:

(1) All programs of state aid, with particular reference to building aid and foundational aid, but not limited to those two; (2) the organization of school districts into supervisory unions; (3) the functions of the supervisory unions and the duties of the superintendent and their assistants; (4) the methods by which school districts are combined into cooperative school districts or area schools; (5) the arrangement and functioning of the educational system governing grades one through twelve; and (6) changes which will work toward

better and more satisfactory functioning of our public school system.

3 Report and Recommendations. The commission shall report to the 1969 assembly of the general court. If it recommends any changes in the statutes governing the educational system, it shall make any requests for drafting to the office of legislative services by October 1, 1968.

4 Appropriations. The sum of five hundred dollars is appropriated for the purposes of this act. The governor is authorized to draw his warrant for this appropriation out of any money in the treasury not otherwise appropriated.

5 Effective Date. This act shall take effect sixty days after its passage.

* * *

Amendment adopted by vv.

Rep. Bradley offered an amendment and subsequently withdrew it.

HB 432 was ordered to a third reading by vv.

HB 700

to sever certain homesteads from school district No. 12 in the town of Bradford and annex the same to school district No. 3 in the town of Newbury, for school purposes. Rep. Berry for Education.

Ordered to third reading by vv.

HB 713

appropriating funds for the implementation of Title I of the Higher Education Act of 1965. Rep. Berry for Education. Ought to pass.

Referred to Appropriations under the Rules.

HB 547

providing maintenance for certain classified employees. Rep. Shirley Clark for Executive Departments and Administration. Ought to pass.

Ordered to third reading by vv.

HB 330

prescribing limit of punishment for common law offenses and repealing conditional sentence of fine or imprisonment. Rep. Gorham for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

AN ACT

changing the term of imprisonment for conditional sentences and repealing the committal provision of conditional sentences.

Further amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Term of Imprisonment Changed. Amend RSA 607:16 by striking out the words "dollar and the fraction of a dollar" in lines two and three and inserting in place thereof the words (five dollars) so that said section as amended shall read as follows: 607:16 Term. Whenever a person is so conditionally sentenced the term of imprisonment shall not be less than one day for each five dollars of the fine and cost.

2 Term of Imprisonment Changed. Amend RSA 618:8 by striking out the words "one dollar" in line four and inserting in place thereof the words (five dollars) so that said section as amended shall read as follows: 618:8 At End of Term, or on Payment of Balance. Any person sentenced conditionally to pay a fine or to be imprisoned for a term shall be discharged at the expiration of the term, and may be discharged at any time on payment of the balance of the fine, after deducting five dollars for each day he has been imprisoned under the sentence.

3 Term of Imprisonment Changed. Amend RSA 618:9 as amended by 1957, 244:43, by striking out the words "to the number of dollars and the fraction of a dollar" in lines five and six and inserting in place thereof the following (one day for each five dollars) so that said section as amended shall read as follows: 618:9 Committal for Non-Payment, Term. Whenever a person is committed to jail or to a house of correction in default of payment of a fine imposed by a justice of a municipal court he shall be discharged from custody by the keeper thereof, at the expiration of a number of days after the date of his com-

mitment equal to one day for each five dollars of the fine so imposed. The keeper shall keep a record of all discharges made under the provisions of this section.

4 Repeal. RSA 607:17, relating to committal of a person against whom a conditional sentence is awarded, is hereby repealed.

5 Effective Date. This act shall take effect sixty days after its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 549

authorizing the police and public officials to withhold the names of victims of rape and other related assaults. Rep. Capistran for Judiciary. Inexpedient to legislate.

Resolution adopted by vv.

HB 725

providing for the compelling of evidence from certain persons in criminal proceedings and for the granting of immunity from prosecution to such persons. Rep. Capistran for Judiciary. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting after the word "section" in line 2 the figure (7) and by striking out the word "shall" in line 9 and inserting in place thereof the word (may) so that said section as amended shall read:

1 Additional Powers and Duties. Amend RSA 7 by inserting after section 6-a (supp) as inserted by 1957, 205:1 the following new section:

7:6-b Compelling Evidence in Criminal Proceedings; Immunity. In any criminal proceeding before the superior court or grand jury, if a person refuses to answer a question or produce evidence of any other kind on the ground that he may be incriminated thereby, and if the prosecuting attorney, in writing and with the approval of the attorney general, requests the court to order that person to answer the question or produce

the evidence the court after notice to the witness and hearing may so order, and that person shall comply with the order. After complying, and if, but for this section, he would have been privileged to withhold the answer given or the evidence produced by him, that person shall not be prosecuted or subjected to penalty or forfeiture for or on account of any transaction, matter or thing concerning which, in accordance with the order, he gave answer or produced evidence. But he may nevertheless be prosecuted or subjected to penalty or forfeiture for any perjury, false swearing or contempt committed in answering, or failing to answer, or in producing, or failing to produce, evidence in accordance with the order.

* * *

Amendment adopted, ordered to third reading by vv.

HB 741

enabling residents temporarily outside the United States to register. Rep. Frizzell for Judiciary. Ought to pass.

Ordered to third reading by vv.

Const. Amend.-Con. Res. No. 11

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENTS RELATING TO: an additional method for proposing constitutional amendments. **PROVIDING FOR:** proposing amendments by petition of the voters. Rep. Keenan for Judiciary. Inexpedient to legislate.

Rep. Cares moved that the words, ought to pass, be substituted for the report of the committee, inexpedient to legislate, and spoke in favor of the motion.

Rep. Spitzli moved that further consideration of Constitutional Amendment-Concurrent Resolution No. 11 be indefinitely postponed and spoke in favor of the motion.

Reps. Bednar and Cares spoke against the motion.

(discussion ensued)

Rep. Gorham spoke in favor of the motion.

Motion adopted by vv.

RECONSIDERATION

HB 547

Rep. Shirley Clark, having voted with the majority, moved that the House reconsider its vote whereby it ordered HB 547, providing maintenance for certain classified employees, to third reading and spoke in favor of the motion.

Motion adopted by vv.

Referred to Appropriations under the Rules.

HB 283

relative to dogs as a menace. Rep. Hanson for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Dogs Causing a Nuisance. Amend RSA 466:31 (supp) as amended by 1957, 148:1 by striking out said section and inserting in place thereof the following:

466:31 Dogs as a Menace. I. Any person who considers a dog to be causing a nuisance or to be a menace to persons or property may make complaint to any law enforcement officer or to the selectmen of the town in which such dog is kept, and such officers shall, within three days after the receipt of such complaint, investigate the case, and, if the complaint is sustained, shall forthwith order the owner or keeper of such dog to restrain such dog from running at large. Service of such order shall be made upon the owner or keeper of such dog by causing a certified copy of such order to be delivered to him. Any owner or keeper upon whom notice of such order has been served, may, within ten days thereafter, bring a petition in the municipal or district court for the town or city, as the case may be, praying that the order be reviewed by the court. After notice to the investigating officers, and upon hearing, the court shall affirm, modify or dismiss such order, as justice may require. During the pendency of such action and the order of the justice of the court, the owner or keeper of such dog shall restrain such dog from running at large. Any person who neglects to restrain such dog from running at large, in compliance with orders here-

under, shall be fined not more than twenty-five dollars, the dog taken into custody by the police of the city or constable of the town and such disposition made of the dog as the court may order.

II. Under this section, a dog is causing a nuisance or is a menace to persons or property under any of the following conditions: (a) if it barks continuously for sustained periods of time; (b) while it runs at large on the streets or on property other than its owner's, it turns over garbage cans or waste containers, or otherwise causes garbage or waste to be scattered in yards or on streets or sidewalks; (c) while it runs at large it barks at or snaps at or runs after persons walking on sidewalks or streets, or at persons riding bicycles on sidewalks or streets; (d) while it runs at large it barks at or runs after motor vehicles being driven along the streets; (e) while it runs at large it gathers in packs with other dogs and runs with the pack after game, domestic animals, or human beings; (f) while running at large it digs or scratches in gardens or around cultivated areas, so as to uproot or destroy the growing plants, shrubs, or trees; (g) while in heat is unconfined.

* * *

Rep. Morrill spoke in favor of the amendment.

Amendment adopted by vv.

Rep. Morrill offered the following amendment.

AMENDMENT

Amend paragraph I of 466:31 as inserted by section 1 of the bill by striking out the words "restrain such dog from running at large" in line 8 and inserting in place thereof the words (abate the nuisance) so that said paragraph as amended shall read as follows:

I. Any person who considers a dog to be causing a nuisance or to be a menace to persons or property may make complaint to any law enforcement officer or to the selectmen of the town in which such dog is kept, and such officers shall, within three days after the receipt of such complaint, investigate the case, and, if the complaint is sustained, shall forthwith order the owner or keeper of such dog to abate the nuisance. Service of

such order shall be made upon the owner or keeper of such dog by causing a certified copy of such order to be delivered to him. Any owner or keeper upon whom notice of such order has been served, may, within ten days thereafter, bring a petition in the municipal or district court for the town or city, as the case may be, praying that the order be reviewed by the court. After notice to the investigating officers, and upon hearing, the court shall affirm, modify or dismiss such order, as justice may require. During the pendency of such action and the order of the justice of the court, the owner or keeper of such dog shall restrain such dog from running at large. Any person who neglects to restrain such dog from running at large, in compliance with orders hereunder shall be fined not more than twenty-five dollars, the dog taken into custody by the police of the city or constable of the town and such disposition made of the dog as the court may order.

* * *

The Clerk read the amendment in full.

Amendment adopted by vv.

Rep. Winkley moved that HB 283 be indefinitely postponed and spoke in favor of the motion.

Reps. Morrill, Trowbridge, Willey, James Allen, and Kimball spoke against the motion.

(discussion ensued)

Rep. Capistran spoke in favor of the motion.

Rep. Levesque moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question being on the motion that HB 283 be indefinitely postponed.

Motion lost by vv.

The question now being, shall the bill be read a third time.

Motion adopted by vv.

(Speaker in the Chair)

HB 638

to authorize village districts to establish an operating reserve fund. Rep. Hanson for Municipal and County Government. Inexpedient to legislate.

Rep. Greene moved that HB 638 be recommitted to the committee on Municipal and County Government and spoke in favor of the motion.

Motion adopted by vv.

HB 294

requiring the use of a checklist at school district meetings. Rep. Leavitt for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "for election of officers and may be used at other times" in line 4 and inserting in place thereof the words (including cooperative districts for election of officers and shall be used when bond issues are involved and at other times when requested) so that said section as amended shall read as follows:

1 School District Meetings; Use of Checklist. Amend RSA 197:12 by striking out said section and inserting in place thereof the following:

197:12 — Checklist. A checklist shall be used at all school district meetings including cooperative districts for election of officers and shall be used when bond issues are involved and at other times when requested. The school board, unless the district has voted to adopt the town checklist as provided in section 12-a, shall make, post and correct a list of the legal voters of the district, as supervisors are required to do in regard to the list of voters in their towns, and such list shall be used and checked at the election of officers of the district and otherwise at meetings of the district as checklists are used at town meetings.

Further amend the bill by inserting after section 1 the following new section:

2 Checklists at Special Meetings. At all special meetings the checklists properly corrected and used at the last annual meeting may be used without further correction.

Further amend the bill by renumbering section 2 to read section 3.

* * *

Amendment adopted, ordered to third reading by vv.

HB 399

increasing the salary of the county commissioners of Rockingham county. Rep. Weeks for The Rockingham County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "four thousand" in line 5 and line 8 and inserting in place thereof the words (thirty-five hundred) so that said section as amended shall read:

1 Rockingham County Commissioners. Amend RSA 28:28 (supp) as amended by 1955, 247:4 and 269:1, 1957, 182:1 and 246:1, 1961, 80:1, 157:1 and 210:1, 1963, 94:1 and 329:2, 1965, 142:1, 191:1 and 262:1, by striking out in line three the words "three thousand" and inserting in place thereof the words (thirty-five hundred) so that said section, as amended, shall read as follows: 28:28 Commissioners. The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, thirty-five hundred dollars.

In Strafford, fifteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Carroll, eighteen hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, forty-five hundred dollars.

In Cheshire, two thousand dollars.

In Sullivan, eighteen hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, two thousand dollars.

To the foregoing sums shall be added, in all counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

Further amend the bill by striking out the word and figures in section 2 "July 1, 1967" and inserting in place thereof the

word and figures (January 1, 1968.) so that said section as amended shall read:

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Amendment adopted, ordered to third reading by vv.

Rep. Merrifield wished to be recorded as voting against the amendment.

HB 520

increasing the salary of Rockingham county attorney. Rep. Weeks for The Rockingham County Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 691

relative to licenses to operate motor vehicles. Rep. Fuller for Transportation. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 6 and inserting in place thereof the following:

6 Extension of Present Licenses. Notwithstanding any other provisions of law or of this act to the contrary any person holding a valid commercial license on the effective date of this act may operate under the authority of said license either a light or heavy truck until the first renewal date of said license, unless sooner suspended or revoked. On said renewal date any renewal of such a commercial license shall without examination be designated and shall authorize the holder thereof to operate only either a light or heavy truck whichever the licensee requests, and all later renewals thereof shall authorize only the operation of whichever class of truck the original renewal authorized.

7 Effective Date. This act shall take effect sixty days after its passage.

* * *

Rep. Stephen Smith explained the bill.

(discussion ensued)

Rep. D'Amante moved that HB 691 be recommitted to the committee on Transportation and spoke in favor of the motion.

Reps. Bradley, Corey and Pickett spoke in favor of the motion.

Motion adopted by vv.

HB 88

prohibiting the employment at race tracks of persons who have been convicted of violating gambling laws. Rep. Pryor for Judiciary. Ought to pass.

Ordered to third reading by vv.

SENATE MESSAGES

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear.

AMENDMENT

Amend the title of the bill by striking out the same and inserting in place thereof the following:

AN ACT

relative to time limitation for appraisal of damages to livestock and crops by bear or mountain lion.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1 Damage to Livestock or Crops. Amend RSA 207:23-a, as inserted by 1955, 324:4, and amended by 1967, 81:2 by striking out said section and inserting in place thereof the following: 207:23-a Damages by Bears or Mountain Lions. A person who suffers loss or damage to livestock, bees, orchards or growing crops, by bear or mountain lion, shall, if he claims damage therefor, notify the director of fish and game in writing of such damage. The director or his agent shall investigate such claim

within thirty days from the receipt by him of notice of such damage, and within one year determine whether such damage was caused by bear or mountain lion, and appraise the amount to be paid. The director, immediately upon making any appraisal of damage thereof, shall present his certificate of the amount of appraisal to the governor, who is authorized to draw his warrant upon any money in the treasury not otherwise appropriated in payment therefor.

* * *

On motion of Rep. Drew the House concurred in the Senate amendment.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

HB 558

relative to the power of the mayor of Nashua as chairman ex officio of the board of public works.

HB 601

relative to the charter of the New Hampshire Odd Fellows' Home.

HB 627

authorizing the microfilming of probate records.

* * *

The Senate has voted to concur with the House of Representatives in its amendments to the following bill:

SB 177

to exempt veterans, including Viet Nam veterans, from payment of fifty dollars of real estate taxes and widows and totally disabled in proportion.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 89

exempting from taxation certain non-revenue producing property of the water resources board.

and the President has appointed as members of said Committee on the part of the Senate: Sens. Chandler and Lamontagne.

* * *

HB 756

Rep. Newell, moved: That the text of HB 756, An Act providing for an additional appropriation for expenses of the legislature, be printed in full in the Journal of the House of today, said bill having been introduced and printing dispensed with on Wednesday, May 24, 1967.

Motion adopted by vv.

* * *

HB 756

An Act

providing for an additional appropriation for expenses of the legislature.

1 Supplemental Appropriation. The sum of one hundred and seventy-five thousand dollars is hereby appropriated for the fiscal year ending June 30, 1967, for expenses of the legislature. This appropriation shall be in addition to any other sums appropriated for the legislature, shall not lapse and shall not be transferred to any department, institution or account. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money not otherwise appropriated.

2 Effective Date. This act shall take effect upon its passage.

RESOLUTION

Rep. Nelson Barker offered the following Resolution:

Whereas, we have learned with sorrow of the death in Viet Nam of Capt. Gene F. Matthews of Stratham, and

Whereas, Capt. Matthews has made the supreme sacrifice for his country, bringing honor to his country, state and town, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby pay tribute to the memory of this young man and extend our heartfelt sympathy to his family, and be it further

Resolved, that a copy of these Resolutions be transmitted to Mr. and Mrs. David Noyes.

* * *

Resolutions adopted by vv.

* * *

On motion of Rep. Kersting the Rules of the House were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time, third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Discussion

Discussion on S.B. 40, to regulate the operating of business on the first day of the week, known also as Sunday, and certain annual holidays, occurring in the House on Fri., June 2. Printed by request of Rep. Mahony, without objection.

Question — (Rep. Mahony)

Should grocery stores and their sales be considered to be included among "work of necessity," which is in the first part of the bill.

Answer — (Rep. Gerber)

I think I am right in saying: The Supreme Court said that no Constitutional provision would be violated by prohibiting business from being open on Sunday, with a floor space over 5,000 square feet.

AFTERNOON SESSION

THIRD READING

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 432

to provide for a study of the educational system of the state, to include state aid to school districts.

HB 700

to sever certain homesteads from school districts No. 12 in

the town of Bradford and annex the same to school district No. 3 in the town of Newbury, for school purposes.

HB 88

prohibiting the employment at race tracks of persons who have been convicted of violating gambling laws.

HB 330

changing the term of imprisonment for conditional sentences and repealing the committal provision of conditional sentences.

HB 725

providing for the compelling of evidence from certain persons in criminal proceedings and for the granting of immunity from prosecution to such persons.

HB 741

enabling residents temporarily outside the United States to register.

HB 294

requiring the use of a checklist at school district meetings.

HB 399

increasing the salary of the county commissioners of Rockingham county.

HB 283

relative to dogs as a menace.

RECONSIDERATION

Rep. Morrill, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 283 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Weeks the House adjourned at 1:16 P.M.

Wednesday, June 7

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O God, creator of all men, we come before Thee with our various powers and our many weaknesses, our inherited tendencies and our several temperaments. We pray Thee, give us the strength to bring forth those real and authentic qualities of our lives which will serve to benefit our common humanity. And help us to dissolve those qualities which are built on the mere defensiveness of our many-sided personalities.

We know, Lord, that when we hide behind rationalizations we are more like the ostrich than the eagle. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Head led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The Third and Fourth grade pupils from Rindge Memorial School, courtesy of Rep. James Allen.

The Jaffrey High Civics Class, courtesy of Rep. Austin.

Mrs. Henry Boire, wife of Rep. Boire and Mrs. Turcotte, their daughter.

Mrs. Elva Tarbell, wife of Rep. Tarbell.

Mrs. Dorothy Barnard, wife of Rep. Barnard.

Mr. Barry Clough of Farmington, courtesy of the House.

LEAVES OF ABSENCE

Reps. Dawson and Archie McEachern were granted leave of absence for the day on account of important business.

Rep. Roger Duhaime was granted leave of absence for today and Thursday on account of important business.

Rep. McGrail was granted leave of absence for today and Thursday on account of illness.

INTRODUCTION OF A BILL

The following Bill was read a first and second time, laid on the table for printing and referred as follows:

HB 793

to repeal charters of certain corporations. (Cobleigh of Hillsborough Dist. 15 — To Judiciary)

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate Bills:

HB 31

increasing fees for registration of pharmacies and pharmacists.

HB 189

to limit the period for application to the selectmen or assessors for an abatement of a tax to four months.

HB 199

relating to public utility service by foreign corporations.

HB 287

to clarify certain statutes relating to the department of safety.

HB 385

restricting the use of seines, nets and weirs for the taking of alewives.

HB 511

increasing the authorized debt limit of Plymouth School District.

HB 601

relative to the charter of the New Hampshire Odd Fellows' Home.

HB 627

authorizing the microfilming of probate records.

HB 213

adopting a rabies control act.

SB 57

relative to suspension of drivers' licenses.

SB 60

repealing provisions relative to bounty on grasshoppers.

SB 137

requiring a foreclosure deed under a power of sale mortgage by the mortgagee to the purchasing party.

SB 7

relative to time limitation for appraisal of damages to livestock and crops by bear or mountain lion.

SB 178

relative to burglary.

Idanelle Moulton, for the Committee.

COMMITTEE REPORTS

HB 564

imposing taxes on meals and rooms for distribution to the general fund and to the school districts of the state. Rep. Saggiotes for Ways and Means. Inexpedient to legislate.

Rep. Cobleigh moved that the words, ought to pass with amendment, be substituted for the words, inexpedient to legislate.

On motion of Rep. Cobleigh reading of the amendment was dispensed with.

AMENDMENT

Amend the title of the bill by striking out the words "school districts" and inserting in place thereof the words (unincorporated places, towns, and cities) so that the title as amended shall read as follows:

An Act

imposing taxes on meals and rooms for distribution to the general fund and to the unincorporated places, towns, and cities of the state.

Amend subparagraph (b) of RSA 78-A:23 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

(b) Forty per cent to the unincorporated places, towns, and cities to be divided on the basis of a flat grant per resident pupil in each unincorporated place, town, and city for the preceding school year as certified by the commissioner of education.

Amend the introductory paragraph of paragraph X of RSA 78-A:3 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

“Taxable meal” means a meal for which a charge of one dollar or more is made. For the purposes of this chapter, a taxable meal includes the charge for all beverages including alcoholic beverages, and any charge for admissions or any minimum charge in any place where meals are served. It includes meals and beverages, whether served for consumption on or off the premises, purchased from persons engaged in the business of catering or of operating cafes, lunch counters, private and social clubs, restaurants, hotels, and other eating and drinking establishments, except the following:

Amend subparagraph (g) of paragraph X of RSA 78-A:3 as inserted by section 1 of the bill by striking out in line nine the words “gross receipts” and by striking out in line ten the figure “7” and inserting in its place the figure (6) so that the said subparagraph as amended shall read as follows:

(g) meals sold by nonprofit organizations at bazaars, fairs, picnics, church suppers, or similar events to the extent of four such events of a day’s duration, held during any calendar year. However, where sales are made at such events by an organization required to have a meals and rooms registration license or is otherwise required to have a license because its selling events are in excess of the number permitted, the sale of such meals constitute sales made in the regular course of business and are not exempt from the meals and rooms tax levied and imposed by section 6 of this chapter.

Amend paragraph II of RSA 78-A:6, as inserted by section 1 of the bill by striking out the paragraph and inserting in place thereof the following:

II. A tax is imposed of six cents for each taxable meal for which the charge is between one dollar and one dollar nineteen cents inclusive; seven cents when the charge is between one dollar twenty cents and one dollar thirty-nine cents inclusive; eight cents when the charge is between one dollar forty cents and one dollar fifty-nine cents inclusive; nine cents when the charge is between one dollar sixty cents and one dollar seventy-nine cents inclusive; and ten cents when the charge is between one dollar eighty cents and one dollar ninety-nine cents inclusive. On each additional part of a dollar in the total charge for each taxable meal, the tax shall be imposed at the rate of one cent for each twenty cent increment over one dollar ninety-nine cents.

Amend RSA 78-A:7, as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

78-A:7 Collection of Tax.

I. Each operator shall state the amount of the tax to each occupant and each purchaser of a taxable meal by issuing a bill or statement for each occupancy and taxable meal, showing separately the charges made and the tax due thereon. He shall charge for the tax separately from the rent or meal charge, and shall demand and collect the tax from such occupant or purchaser. The occupant or purchaser shall pay the tax to the operator on account of the state, and each operator shall be liable for the collection thereof.

II. Each operator shall keep the amount of all taxes paid to him under this chapter in a fund separate and apart from all his other funds, unless the commission otherwise directs. If the commission authorizes any operator to commingle the proceeds of the tax with other funds, the claim of the state for the tax shall be traceable, shall be enforceable against, and shall take precedence over all other claims against the commingled fund. Each operator shall account to the state for the entire amount of all taxes collected. No taxes collected by an operator under this chapter shall be sent outside the state without the written consent of the commission.

III. To compensate operators for keeping the prescribed

records and the proper account and remitting of taxes by them, they are allowed to retain one per cent of the amount of the tax due and accounted for and remitted by them. The one per cent shall be allowed in the form of a deduction in submitting the report of the operator and the payment of the amount due by him. The one per cent shall not be granted with respect to any taxes not paid on or before the due date, nor unless the operator has complied with all pertinent rules and regulations promulgated by the commission and with all other requirements of this chapter.

Amend RSA 78-A:8, as inserted by section 1 of the bill, by striking out in line one the words "gross receipts"; and by striking out in line two the word "is" and inserting in place thereof the word (are) so that the section as amended shall read as follows:

78-A:8 Returns and Payment. The taxes imposed by this chapter are due and payable in quarterly installments on or before the last day of the calendar month succeeding the quarter ending the last day of March, June, September and December of each year. Each operator shall make out, swear to, sign, and file with the commission a return for each quarter. The return shall be on a form prescribed and provided by the commission which shall distribute the return forms to the operators. No operator is excused from liability for failure to file a return or pay the tax because he has failed to receive a form. Any operator wilfully making a false return is guilty of perjury. A remittance for the amount of taxes shall accompany each quarterly return.

Amend RSA 78-A:10 as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

78-A:10 Overpayment; Refunds. Upon application by an operator, if the commission determines that any tax, interest or penalty has been paid more than once, or has been erroneously or illegally collected or computed, the tax, interest, or penalty shall be credited by the commission on any taxes then due from the operator under this chapter. The treasurer shall refund the balance to the operator or his successors, administrators, executors, or assigns upon order of the commission. No such credit or refund shall be allowed after two years from the date the return was due.

Amend paragraph III of RSA 78-A:11 as inserted by section 1 of the bill by striking out the paragraph and inserting in place thereof the following:

III. If the commission finds that an operator liable for a tax designs to leave the state, or to remove his property from the state, or to conceal himself or his property, or to discontinue business, or to do any other act tending to prejudice or to render wholly or partially ineffective proceedings to collect the tax, unless proceedings be brought without delay, the commission shall cause notice of the finding to be given the operator, together with a demand for an immediate tax return and immediate payment of the tax. If the tax return and payment are not made when demanded, the commission may make an estimate of the tax liability of the person from any information it may obtain and, according to such estimate may assess the taxes due the state from the person. The commission shall give notice of the assessment to the operator and shall make a demand for payment of the tax. The assessment is presumed to be correct, the burden showing otherwise being on the operator. At the time the demand for payment is made, the tax becomes due and payable. The attorney general may at the same time, without delay, bring suit for the collection of the tax.

Amend paragraph I of RSA 78-A:18 as inserted by section 1 of the bill by striking out the paragraph and inserting in place thereof the following:

I. Any operator who wilfully fails, neglects, or refuses to comply with or violates the provisions of this chapter relative to the taxes on meals and rooms, or the provisions of regulations promulgated by the commission under this chapter relative to the taxes, is guilty of a misdemeanor. Upon conviction for a first offense he may in the discretion of the court be sentenced to pay a fine of not more than two hundred and fifty dollars or to be imprisoned for not more than sixty days, or both; and for a second or subsequent offense he may in the discretion of the court be sentenced to pay a fine of not less than two hundred and fifty dollars or more than five hundred dollars or be imprisoned for not more than six months, or both.

Amend RSA 78-A:21 as inserted by section 1 of the bill by striking out in line one the word "pay" and inserting in place thereof the word (collect) and by striking out in line seven the

words "of taxes" so that the said section as amended shall read as follows:

78-A:21 Taxes and Property Lien. If any operator required to collect and transmit a tax under this chapter neglects or refuses to pay the tax after demand, the amount, together with all penalties and interest provided for in this chapter and together with any costs that may accrue in addition to the tax becomes a lien in favor of the state upon all property and rights to property whether real or personal, belonging to the operator. The lien arises at the time demand is made by the commission and continues until the liability for the sum, with interest and costs, is satisfied or becomes unenforceable. Certificates of release of such lien shall be given by the commission on the satisfaction of the lien.

* * *

Rep. Cobleigh spoke in favor of the bill as amended.

(discussion ensued)

Rep. Bednar questioned Rep. Cobleigh relative to parliamentary procedure to be followed. (referred to chair)

STATEMENT BY THE CHAIR

In answer to inquiry by Rep. Bednar, the chair stated that as a result of a conference with Legislative Counsel, the motion to substitute "Ought to Pass with Amendment" for the committee report "Inexpedient to Legislate", though unusual, was admissible. That there was no House Rule covering this, but that several parliamentary manuals including Mason's were in accord with this procedure.

Rep. Guild moved that HB 564 be indefinitely postponed and spoke in favor of the motion.

(discussion ensued)

PARLIAMENTARY INQUIRY

Rep. Stevenson rose on a point of parliamentary inquiry relating to provisions of Rule 24 and the previous action taken on HB 623 which had incorporated, as one of its parts, a room and meals tax.

RULING OF THE CHAIR

The chair rules that HB 564 might lie since it contained

different subject matter, a different tax rate, and in its aggregate was a different bill. The chair also rules that because HB 623 was a combination income tax and sales tax bill, a separate income tax bill or sales tax bill alone might lie.

Reps. Paul Gay, Eaton, Charles Gay, and deBlois spoke in favor of the motion.

(discussion ensued)

Reps. MacKenzie, Christie, Logan, Pickett and Drake spoke against the motion.

(discussion ensued)

RECESS

AFTER RECESS

The question being on the motion to indefinitely postpone HB 564.

Reps. John Wright, Coburn, Bednar, Lomazzo, Blanchard, Ciborowski, Winkley and Stevenson spoke in favor of the motion.

(discussion ensued)

Reps. Sheridan, Oleson, Roger Smith, Levesque, Scott-Craig, Palmer, and Ferguson spoke against the motion.

(discussion ensued)

Reps. Manchester, McMeekin, Spitzli, Morrill, Cares, Edward York, Ferron and Mackintosh spoke against the motion.

(Rep. Cobleigh in the Chair)

Rep. Peterson spoke against the motion.

(discussion ensued)

Rep. Angus spoke in favor of the motion.

Rep. Rossley spoke against the motion.

Rep. Cate demanded the yeas and nays, seconded by Rep. Christie.

ROLL CALL

YEAS — 148

MERRIMACK COUNTY: Enright, Gordon, George E., Kersting, Kelley, Bork, Thompson, Arthur E., Henry, Rufo.

ROCKINGHAM COUNTY: Persson, Gay, Charles H., Gorham, Kimball, Tarbell, Gelt, Peever, White, George W. Sr., Cummings, Everett, Barker, Nelson E., Collishaw, Barnes, Casassa, Shindledecker, Ciborowski, Greene, McDonough, Keefe, Conlon, Dame, C. Cecil, McEachern, Joseph A., Osborn, White, Julia H.

STRAFFORD COUNTY: Canney, Drew, Marcotte, Maloomian, Rolfe, Winkley, Beaudoin, Young.

SULLIVAN COUNTY: Angus, Nahil, Spaulding, Saggiotes, Merrifield, Williamson.

BELKNAP COUNTY: Allan, Stuart B., Piper, Guild, Watson, Chamberlain, Kenneth W., Sr., deBlois, McCarthy, Dearborn, Head, Dulac, Lucien R., Foster, Stafford.

CARROLL COUNTY: Howard, Davis, Esther M., Roberts, Milburn F., Reinick, Davis, Dorothy W., Chamberlain, Leslie M., Fox.

CHESHIRE COUNTY: Allen, James F., Bennett, Jennie B., Johnson, Elmer L., Stearns, Dunham, Tasoulas, Smith, Robert A., Barker, Sheldon L., Moran.

COOS COUNTY: Huggins, Marsh, Sherman, Lloyd G., Desilets, Bouchard, Arthur A., Parent, Thurston, Emerson.

GRAFTON COUNTY: Gardner, Van H., Rich, Stevenson, Tilton, Berringer, Foss, Frazer, Anderson, Fayne E., Cone, Smith, Manson B., Beard, Merrill, Whipple, Ellms, Morse, Pryor, Bradley.

HILLSBOROUGH COUNTY: Eaton, Sterling, Bartlett, Fortin, Carter, Coburn, Roscoe N., Bragdon, Wallin, LaPlante, Desmarais, Poliquin, Chamard, Dion, Robert A., Lavallee, Bednar, Keenan, Peabody, Wright, John W. Jr., Ainley, Gordon, Charles F., Lang, Pettigrew, Soucy, Emile J., Ackerson, Barrett, Gardner, William J., Mahony, Montplaisir, Bruton, Pratt, Corey, Manning, Thomas E., Walsh, Edward J., Clancy, Conway, Healy, O'Connor, Leclerc, Bernier, Blanchard, Walsh, Michael P.,

Belanger, Normand, Levasseur, Allard, Daniel, Lambert, Burke, Grady, Emmett J., Vachon.

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MERRIMACK COUNTY: Bigelow, Gamache, Stevens, Buatti, Mousseau, Kopperl, Thompson, Doris L., Gilman, Kenney, Greeley, Laroche, Mattice, Cate, York, Edward H., Davis, Alice, Call, Cheney, Charles H., Sr., Dame, Walter B., Bingham, Smith, Roger A., Howland, Peaslee, Sanders, Babineau, Newell, Roby, Welch, Donald J.

ROCKINGHAM COUNTY: Fernald, Tuttle, Griffin, Gaskill, Hall, Brown, Paul E., Stratton, Barron, Morrill, Morrison, Sayer, Clark, Ernest D., Palmer, Schwaner, Spollett, Landrigan, Underwood, Hoar, Sewall, Twardus, Eastman, Ferron, Junkins, Varrill, Hamel, Crossland, Cheney, George L., Ratoff, Leavitt, Weeks, Maynard, Sadler, Jameson, Gerber, Bowlen, Rossley.

STRAFFORD COUNTY: Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Habel, Chasse, Coffin, Boire, Fournier, Hartigan, Rubins, Vickery, St. Pierre, Brennan, Johnson, Harry S., Balomenos, Corriveau, Nelson, Bernard, Guilmette, Mudgett, Murphy, Parnagian.

SULLIVAN COUNTY: Logan, Mackintosh, Gaffney, Prudhomme, Campbell, Barrows, Burrows, D'Amante, Downing, Wright, Herbert H., Frizzell, Galbraith.

BELKNAP COUNTY: Urie, Joslyn, Randall, Roberts, George B., Normandin, Prescott.

CARROLL COUNTY: Hayes, Hickey, Claflin.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Forbes, Trowbridge, Yardley, Austin, Bussiere, McGinness, Hackley, MacFarlane, O'Neil, Keating, Webster, Pollock, Saunders, Heald, Cleon E., MacKenzie, Pickett.

COOS COUNTY: Noyes, Bushey, Hunt, Manning, A. George, Drake, O'Hara, Oleson, Dubey, Fortier, Sullivan, Sheridan, York, Elmer H., Brungot, Lemier, Williams, Gagnon.

GRAFTON COUNTY: McGee, Bennett, Phil A., McMeekin, Park, Manchester, Scott-Craig, Putnam, Dulac, Lucina A., Plumer, Bell, Smith, Stephen W., Sr., Willey.

HILLSBOROUGH COUNTY: Edwards, Sawyer, Barnard, Knight, Vallee, Weilbrenner, Colburn, Marjorie D., Davis, Donald C., Brown, Robert C., Peterson, Karnis, Heald, Philip C., Jr., Warren, Ferguson, Christie, Bridges, Brocklebank, Bouchard, Maurice L., Barker, Helen A., Burnham, Belcourt, Lesage, Drabinowicz, Mason, Reynolds, Dionne, John B., Sweeney, Edmund P., Boisvert, Levesque, DuBois, Bissonnette, Latour, Gallagher, Keeney, Cares, Cox, Graf, Loxton, Wiggin, Milne, Dion, Leo L., Duhaime, Armand L., Cullity, McDermott, Welch, John L., Thibeault, LaFrance, Martel, Albina S., Champagne, Chevrette, Delisle, Raiche, Derome, Grady, Edward J., Sweeney, James A., Hurley, Capistran, Nalette, Rousseau, Soucy, Charles A.

PAIRS

Rep. Paul Gay voting Yes paired with Rep. Maxwell voting No.

Rep. Kenneth L. Sherman voting Yes paired with Rep. Dawson voting No.

Rep. Hanson voting Yes paired with Rep. Maurice Cummings voting No.

Rep. Goodrich voting Yes paired with Rep. Richardson voting No.

Rep. Maglaras voting Yes paired with Rep. Archie D. McEachern voting No.

Rep. Quirk voting Yes paired with Rep. Migneault voting No.

Rep. Gutterson voting Yes paired with Rep. McQuade voting No.

Rep. Lomazzo voting Yes paired with Rep. Blanchette voting No.

Rep. Colbath voting Yes paired with Rep. Leighton voting No.

Rep. Gile abstained from voting under Rule 16.

Rep. Reddy abstained from voting under Rule 16.

And the motion was lost.

(Speaker Presiding)

The question being on the motion by Rep. Cobleigh that the words, ought to pass with amendment, be substituted for the words, inexpedient to legislate.

Motion adopted by vv.

Rep. MacKenzie offered the following amendment.

AMENDMENT

Amend the bill by inserting after section 1 a new section as follows:

2 Effective Period of the Tax. The provisions of RSA-78-A as inserted by section 1 of this act shall be in effect for the collection of taxes for two years after the effective date of the chapter as inserted. At the end of the two year period the provisions of RSA 78-A are suspended unless the general court enacts legislation to continue the tax and the other provisions of the chapter.

Further amend the bill by renumbering section 2 to read section 3.

* * *

The Clerk read the amendment in full.

Rep. MacKenzie spoke in favor of the amendment.

Amendment adopted by vv.

Rep. Cobleigh offered the following amendment.

AMENDMENT

Amend paragraph III of RSA 78-A:3 as inserted by section 1 of the bill by inserting in line eleven before the word "department" the words (New Hampshire) so that the said paragraph as amended shall read as follows:

III. "Hotel" means an establishment which holds itself out to the public by offering sleeping accommodation for rent, whether or not the major portion of its operating receipts is derived from sleeping accommodations. The term includes, but is not limited to, inns, motels, tourist homes and cabins, ski

dormitories, ski lodges, lodging homes, rooming houses, furnished room houses, boarding houses, and private clubs. The term does not include the following:

(a) a hospital, licensed under RSA 151, or a sanatorium, convalescent home, nursing home, or a home for the aged;

(b) any establishment operated by any state or United States agency or institution, except the New Hampshire department of resources and economic development;

(c) an establishment operated by a nonprofit corporation or association organized and operated exclusively for religious, charitable, or educational purposes, which, in furtherance of any of the purposes for which it was organized, operates a hotel as defined in this section.

Amend RSA 78-A:4 as inserted by section 1 of the bill by striking out in line one the words "Before July 1, 1967" and inserting in place thereof the words (No later than thirty days after the effective date of this chapter) and by striking out in line nine the words "after July 1, 1967" and inserting in place thereof the words (after the effective date of this chapter) so that the said section as amended shall read as follows:

78-A:4 Licenses Required. No later than thirty days after the effective date of this chapter each operator shall register with the commission the name and address of each place of business within the state where he operates a hotel or sells taxable meals. The operator shall pay the sum of one dollar for each registration, upon receipt of which the commission shall issue a license for each place in such form as it determines, attesting that the registration has been made. The license expires on the thirtieth day of June of each odd numbered year, unless sooner revoked or suspended by the commission. Any person commencing business as an operator after the effective date of this chapter shall register with the commission prior to commencing business. No person may engage in serving taxable meals or renting hotel rooms without the license provided in this section.

* * *

The Clerk read the amendment in full.

Rep. Cobleigh spoke in favor of the amendment.

(discussion ensued)

Reps. Pickett and Angus spoke in favor of the amendment.

The question being on the amendment as offered by Rep. Cobleigh.

Amendment adopted by vv.

Rep. Cares offered the following amendment.

AMENDMENT

Amend RSA 78-A:7, as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

78-A:7 Collection of Tax.

I. Each operator shall state the amount of the tax to each occupant and each purchaser of a taxable meal by issuing a bill or statement for each occupancy and taxable meal, showing separately the charges made and the tax due thereon. He shall charge for the tax separately from the rent or meal charge, and shall demand and collect the tax from such occupant or purchaser. The occupant or purchaser shall pay the tax to the operator on account of the state, and each operator shall be liable for the collection thereof.

II. Each operator shall keep the amount of all taxes paid to him under this chapter in a fund separate and apart from all his other funds, unless the commission otherwise directs. If the commission authorizes any operator to commingle the proceeds of the tax with other funds, the claim of the state for the tax shall be traceable, shall be enforceable against, and shall take precedence over all other claims against the commingled fund. Each operator shall account to the state for the entire amount of all taxes collected. No taxes collector by an operator under this chapter shall be sent outside the state without the written consent of the commission.

III. To compensate operators for keeping the prescribed records and the proper account and remitting of taxes by them, they are allowed to retain two per cent of the amount of the tax due and accounted for and remitted by them. The two per cent shall be allowed in the form of a deduction in submitting the report of the operator and the payment of the amount due

by him. The two per cent shall not be granted with respect to any taxes not paid on or before the due date, nor unless the operator has complied with all pertinent rules and regulations promulgated by the commission and with all other requirements of this chapter.

* * *

Rep. Cares moved that the Rules of the House be so far suspended as to dispense with the reading of the amendment.

Motion lost by vv.

The Clerk read the amendment in full.

Rep. Cares explained the amendment.

Rep. Angus spoke in favor of the amendment.

Amendment lost by vv.

Rep. Stratton offered an amendment and subsequently withdrew the amendment.

HB 564

was ordered to a third reading by vv.

* * *

Rep. Pickett moved that the balance of the calendar be held over until tomorrow, Thursday, and spoke in favor of the motion.

Motion adopted by vv.

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit the third reading of a bill by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

THIRD READING

HB 564

imposing taxes on meals and rooms for distribution to

the general fund and to the unincorporated places, towns and cities of the state, was read a third time, passed, and sent to the Senate for concurrence.

RECONSIDERATION

Rep. Pickett, having voted with the majority, moved that the House reconsider its action whereby it passed HB 564 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Brennan the House adjourned at 6:16 P. M.

Thursday, June 8

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Chaplain Peter Floyd as follows:

O God, when we worry that others do not and will not like the way we look, or speak, or act . . . help us to remember that they look at us a lot less than we think. Deliver us from the tediousness of our anxieties which are born of selfishness.

Turn us, again, to that simple and profound affirmation of faith . . . that you are with us in the depth and in the midst of our world. And, perhaps this faith will give us the freedom to live insecurely in a world which too often clings to shallow traditions and romantic myths.

We ask this in the name of all who have discovered and manifested this freedom in their own style of life. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Barron led the Convention in the Pledge of Allegiance to the Flag.

HOUSE

INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

The 8th Grade students from St. Patrick's School Civics Class, courtesy of The Manchester Delegation.

The 4th Grade students from the Main Street School of Boscawen, courtesy of Rep. Mattice.

Miss Jacqueline Brummer of Lisbon, courtesy of Rep. Rich.

A group of students from Grantham's 7th and 8th grades, accompanied by their teacher, Arthur Burbank, and three mothers from the town, courtesy of Rep. Logan.

The 8th Grade Social Studies Class from Sunapee and teacher Mr. Frank Hammond, courtesy of Rep. Merrifield.

Mr. and Mrs. Maxwell G. Clarke, Bradford, England, courtesy of Rep. Greeley. Mr. Maxwell is a Warrant Officer in the Canadian Army and Executive officer in Bradford Conservative group.

LEAVES OF ABSENCE

Reps. Lomazzo and Paul Gay were granted leave of absence for the day on account of illness.

Rep. Gile was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILLS

The following Bills and Constitutional Amendment — Concurrent Resolutions were read a first and second time, laid on the table for printing and referred as follows:

HB 794

relative to apportionment of public taxes. (Frizzell of Sullivan Dist. 7 — To Municipal and County Government)

HB 795

relative to a referendum by the voters of the city of Claremont concerning the proposed high-level dam. (Rules Com-

mittee for Rep. Campbell of Sullivan Dist. 4, Rep. D'Amante of Sullivan Dist. 5, Rep. Burrows of Sullivan Dist. 5, and Rep. Spaulding of Sullivan Dist. 4 — To Claremont Delegation)

HB 796

relative to the use of a portion of Odiorne's Point State Park by the university of New Hampshire for educational and research purposes. (Green of Rockingham Dist. 22 — To Resources, Recreation and Development)

HB 797

relative to participation in the New Hampshire retirement system by employees of the Howe Library of Hanover. (Scott-Craig of Grafton Dist. 9, and Manchester of Grafton Dist. 9 — To Executive Departments and Administration)

HB 798

providing for the examination and licensing of electricians. (Moran of Cheshire Dist. 17 — To Executive Departments and Administration)

HB 799

to include all horses over twenty-four months of age as personal estate liable to be taxed. (Johnson of Cheshire Dist. 9 — To Ways and Means)

Constitutional Amendment-Concurrent Resolution 15

Relating to: Voting Age and Qualification as to Age in Holding Office, and

Providing That: Eighteen Year Olds May Vote and Twenty-one Year Olds may hold Any Elective Office. (Lambert of Hillsborough Dist. 39 — To Judiciary)

Constitutional Amendment-Concurrent Resolution 16

Relating to: The appointment of clerks of superior court, and

Providing That: clerks of superior court be appointed by the executive committee of the county convention with the approval of the county commissioners. (Collishaw of Rockingham Dist. 16 — To Judiciary)

Constitutional Amendment-Concurrent Resolution 17

Relating to: The number of terms any person may serve as governor or as a member of the house of representatives or the senate, and

Providing That: No person may serve as governor for more than two terms and no person may serve in the house of representatives and senate or either of them for more than six terms. (Ciborowski of Rockingham Dist. 22 — To Judiciary)

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate Bills:

HB 558

relative to the power of the mayor of Nashua as chairman ex officio of the board of public works.

HB 145

to set the salary of the special justice of the Portsmouth district court.

SB 176

to revise the settlement laws.

Idanelle Moulton, for the Committee.

COMMITTEE REPORTS**HB 203**

relative to vicious dogs. Rep. Maurice H. Cummings for Municipal and County Government. Inexpedient to legislate.

Resolution adopted by vv.

HB 750

establishing the Lisbon Water Department. Rep. Maurice H. Cummings for Municipal and County Government. Ought to pass.

Ordered to third reading by vv.

SB 129

relating to the disposition and recount of certain unofficial ballots at town, school district and village district meetings.

Rep. Maurice H. Cummings for Municipal and County Government. Inexpedient to legislate.

Resolution adopted by vv.

SB 132

prescribing the method of adoption of the non-partisan ballot system in large towns. Rep. Maurice H. Cummings for Municipal and County Government.

Ought to pass.

Ordered to third reading by vv.

HB 363

making appropriations for capital improvements. Rep. Stafford for Public Works. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out the first sentence of section 1 and inserting in place thereof the following:

1 Appropriation. The sum of three million, seven hundred seventy-five thousand, six hundred sixty dollars is hereby appropriated for the purpose of capital improvements and long term repairs, which purpose includes such related improvements, facilities, equipment and furnishing as are necessary to complete the same.

Further amend section 1 by striking out "Total section 1, 5,682,160" at the end thereof and inserting in place thereof the words and figures (Total section 1, 3,775,660.

Amend paragraph II of section 1 by striking out the same and inserting in place thereof the following:

II. Education:

Vocational Institute:

Site — City of Nashua	\$100,000.00
Site Development	75,000.00
Consultant	77,500.00

\$252,500.00

These appropriations will provide for the acquisition of the required land by development and/or improvement of the

site and for the preparation of engineering drawings, and a contract estimate for this facility. The estimate of the cost of the building can be presented to the 1969 legislature and funds for the construction of the building can be appropriated at that time. This procedure will assure that sufficient funds for the construction of the building can be made available. It will also allow for a legislative review of contemplated structure in advance of advertising for bids.

Amend paragraph III of section 1 by striking out the same and inserting in place thereof the following:

III. Health and Welfare:

Public Health:

Addition to Office & Laboratory Building	\$50,000.00	
	<hr/>	\$50,000.00

New Hampshire Hospital:

Child Treatment Facility	850,000.00	
Sprinkler Systems	435,000.00	
Electroencephalograph	10,500.00	
Tobey Building Floors	50,000.00	
Laundry Conditioner	13,500.00	
Hot Water Tank	10,000.00	
	<hr/>	\$1,369,000.00

Laconia State School:

Intensive Care Facility	775,000.00	
Road Reconstruction	25,000.00	
	<hr/>	\$800,000.00

N. H. Industrial School:

Sprinkler Systems	25,000.00	
	<hr/>	25,000.00

Total		<hr/> \$2,244,000.00
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Amend paragraph IV of section 1 by striking out the same and inserting in place thereof the following:

IV. Judicial:

Supreme Court

Land acquisition and Site Development	200,000.
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Amend paragraph V of section 1 by striking out the same and inserting in place thereof the following:

V. Resources and economic development:

Parks Division:

Development of wells and sewage	\$30,000.00	
Land acquisition	50,000.00	
Improvements — existing parks system	207,500.00	
Developments of plans	100,000.00	
Pawtuckaway expansion	300,000.00	
Improvement — summit Mount Washington	240,000.00	
		<hr/>
estimated		\$927,500.00
Less — federal funds		328,750.00
		<hr/>
		598,750.00

Amend paragraph VI of section 1 by striking out the same and inserting in place thereof the following:

VI. Water Resources:

Bow Lake	17,000.00	
Milton Three Ponds	40,000.00	
Souhegan, all sites	60,010.00	
Baker River	76,000.00	
Cold River	12,400.00	
Sugar River	75,000.00	
		<hr/>
		\$280,410.00
		<hr/>
		3,775,600.00

Appropriation Extension: The N. H. Water Resources Board also requested that \$399,420 or the unexpended balance thereof, as provided for in Chapter 281, Laws of 1965,

shall be extended two years. The purpose of this extension is to keep these funds appropriated for the Baker River available for the construction of approved sites which may be a few months behind schedule. The loss of these funds would cause a delay in this whole watershed project. The sites included in this appropriation are under study and design at present. The most recent construction schedule provided by the United States Soil Conservation Service indicates all sites requested during this biennium and those authorized in prior bienniums will be let for contract by April 1969.

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2 The sum of four million, six hundred seven thousand, nine hundred eighty dollars is hereby appropriated for the purpose of constructing, furnishing and equipping new educational facilities and alterations and additions to certain present buildings, services and utilities at the University of New Hampshire, as follows:

I. Durham Campus

Alterations and additions to Nesmith Hall

Construction of building	979,000	
Contingency	80,000	
Architects' fees	27,000	
Equipment	10,000	
Site investigation, clerk of works, etc.	16,000	
UNH overhead	7,500	1,119,500

Airconditioning Paul Creative Arts Center

113,480

Chemistry Building, Phase II (Addition to parsons Hall)

Building construction:

Site work	14,600
Ledge removal	5,000
Ext. utilities, drainage	7,000

Structures	988,135
Mechanical	589,000
Electrical	200,734
Equipment	369,300

	2,173,769
Clerk of works	10,000
UNH overhead	10,000
Landscaping	1,500
Misc — trips	5,000
Borings and Tests	10,000
Equipment — not fixed	95,520
Walks and drives	1,000
Outside lighting	1,000
Architects' fee	32,176
Contingency	110,035

2,450,000

Alterations to Murkland Hall

Construction	84,200
Architects' fee	3,000
Clerk of works	2,500
UNH overhead	1,500
Equipment	6,400
Contingency	2,400

100,000

Central Receiving Bldg. and warehouse

Construction	100,000
Architects' fee	2,000
Clerk of works	3,500
UNH overhead	3,000
Site investigation, testing, etc.	1,500
Contingency	9,000
Equipment	6,000

125,000

Total Durham Campus

3,907,980

II. Plymouth State College

Acquisition of Plymouth School District property (substitute for new admini- stration building)*	600,000	
Total Plymouth Campus		600,000

III. Land Acquisition		100,000
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TOTAL Section 2.		<u>4,607,980</u>
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*So long as Plymouth School District issues or delivers bond issues for the construction of new school buildings to replace buildings being transferred to UNH on or before June 30, 1969, any unexpended amounts of this appropriation shall be non-lapsing.

Amend section 3 of the bill by striking out the same and inserting in place thereof the following:

3 The sum of nine million eight hundred fifty-five thousand nine hundred fifteen dollars is hereby appropriated for the purpose of constructing, furnishing and equipping housing and other student services facilities at the University of New Hampshire. The buildings authorized by this appropriation are as follows:

Durham Campus

Residence Halls to house approximately 450 students	\$3,161,500	
Addition to Memorial Union Bldg.	1,334,000	
New Dining Commons	1,303,000	
	<u></u>	\$5,798,500

Keene State College Campus

Residence halls to house approximately 300 students	2,414,180	
Alterations and additions to Spaulding gymnasium to convert to use as Student Union	300,000	
	<u></u>	\$2,714,180

Plymouth State College Campus

Residence Hall to house approximately 200 students	1,343,235	
		\$1,343,235
Total section 3		\$9,855,915
		\$4,057,415
		\$5,798,500

Amend section 4 of the bill by striking out the figure "4" at the end of the section so that said section as amended shall read as follows:

4 Expenditures. The appropriation made for the purposes mentioned in section 1 and the sums available for those projects shall be expended by the trustees, commission, commissioner or department head of the institutions and departments referred to herein, provided that all contracts for projects and plans and specifications therefore, shall be awarded in accordance with the provisions of RSA 228.

Amend section 5 of the bill by striking out all after the first paragraph so that said section as amended shall read as follows:

5 Expenditures. The appropriations made for the purposes mentioned in sections 2 and 3 and the sums available for those projects shall be expended by the trustees of the university of New Hampshire. All contracts for the construction of all or any part of said building or facilities shall be let only after competitive sealed bids have been received and only after an advertisement calling for such bids has been published at least once in each of two successive calendar weeks in a newspaper of general circulation in New Hampshire or in a trade journal known to be circulated among the contractors from whom bids will be sought with the state of New Hampshire or elsewhere in the area. The first publication of such advertisement shall be not less than thirty days prior to the date the bids will be received.

Amend section 7 of the bill by striking out the same and inserting in place thereof the following:

7 Bonds Authorized. To provide funds for the appropriations made in sections 1, 2 and 3 of this act the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of eighteen million, two hundred thirty-nine thousand, five hundred fifty-five dollars and for said purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

Further amend the bill by striking out sections 10, 11, 12 and 13 and by striking out paragraphs III, IV, and V of section 14.

Amend the bill by renumbering sections 14 and 15 to read 10 and 11.

* * *

Amendment adopted by vv.

Rep. Newell offered the following amendment and moved its adoption.

AMENDMENT

Amend the bill by adding at the end thereof the following new section:

16 Transfers. Amend 1965, 281:18 by striking out the word and figure "and 5" and inserting in place thereof the figures and word (5 and 22) so that said section as amended shall read as follows:

281-18 Transfers. The individual project appropriations, as provided in sections 1, 1-A, 2, 3, 4, 5 and 22 shall not be transferred or expended for any other purpose.

* * *

The Clerk read the amendment in full.

Rep. Newell explained the amendment.

Rep. Stafford spoke in favor of the amendment.

Amendment adopted by vv.

Rep. Cobleigh spoke in favor of the bill.

The Chair referred HB 363 to Appropriations under the Rules.

HB 463

relative to winter maintenance of a Class III road in the towns of Colebrook and Stewartstown and a Class II highway in the town of Colebrook. Rep. C. Cecil Dame for Public Works. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1 Winter Road Maintenance in Colebrook and Stewartstown. The commissioner of public works and highways is hereby authorized to reimburse the towns of Colebrook and Stewartstown at the rate of five hundred dollars a mile for the winter maintenance of 4.33 miles of the class III highway, known as the Diamond Pond road, from the Harvey Swell intersection to its end at Big Diamond Pond, from January first until April first of each year.

Amend the bill by inserting after section 1 a new section to read as follows:

2 Winter Maintenance by the State. When the Class III highway, known as the Diamond Pond road, has been bituminous surfaced and in the opinion of the commissioner of public works and highways the traffic volume warrants winter maintenance by the state he may in his discretion discontinue the reimbursement for winter maintenance of five hundred dollars a mile to the towns of Colebrook and Stewartstown and assume the winter maintenance by the department of public works and highways.

Further amend the bill by renumbering section 2 to read section 3.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 292

relative to the installation of municipal sewage disposal

facilities and relative to condemnation authority for sewerage construction. Rep. Claflin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by inserting before the figure "23-a" in line 2 the figure (148) and by striking out the word "pollution" in line 3 and inserting in place thereof the words (supply and pollution control); further amend said section by striking out the words "less than one hundred dollars nor" in lines 21 and 22, so that said section as amended shall read:

1 Sewage Disposal Facilities. Amend RSA 148 by inserting after section 23 the following new section: 148:23-a Power to Require the Installation of Sewage Disposal Facilities. The water supply and pollution control commission is hereby empowered to investigate the conditions and methods relating to the disposal of sewage in any municipality, as set forth in RSA 149-B:1 and to require the installation of public sewers, as defined in RSA 147:8 whenever such investigation demonstrates that individual sewage disposal systems are inadequate or incapable of protecting the health and welfare of the citizens of the affected municipality or preventing pollution of the surface waters of the state, as defined in RSA 149. Before issuing an order requiring the installation of public sewer facilities, the commission shall notify the municipality of its findings and shall give the municipality an opportunity to be heard. After such hearing if it shall be determined that said facilities are necessary, the municipality shall be so notified in writing and the requirements so ordered shall be effected within a reasonable time to be fixed by the said commission. If any municipality whose duty it is to act shall fail or refuse for a period of ten days after the expiration of the time fixed by said order, or, in the case of appeal for a period of ten days after final judgment shall have been entered, to obey the same or in good faith to begin to make the installation as ordered, such municipality so failing shall be fined not more than one thousand dollars for each day of failure to comply with the order of said commission. Said fine shall be paid to the state and may be recovered in an action of debt brought by the attorney-general in the name of the state treasurer.

Amend section 2 of the bill by striking out the words "di-

vision of public health services or water pollution" in line 5 and inserting in place thereof the words (water supply and pollution control) so that said section as amended shall read:

2 Authority Granted. Amend RSA 148:24 by striking out the word and figure "and 23" and inserting in place thereof the word and figures (23 and 23-a) so that said section as amended shall read as follows: 148:24 Appeal. Any person aggrieved by any decision, regulation, ruling or order made by the water supply and pollution control commission pursuant to the provisions of sections 22, 23, and 23-a may appeal therefrom to the supreme court in accordance with the provisions of chapter 541, RSA.

* * *

At the request of Rep. Greene, Rep. Claffin explained the bill.

(discussion ensued)

Amendment adopted, ordered to third reading by vv.

HB 665

to authorize the water resources board to acquire certain dams and water rights. Rep. Claffin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend RSA 481-D:1 as inserted by section 1 of the bill by adding after paragraph VII the following new paragraph:

VIII. The dam and water rights connected therewith on the Piscataquog river at the Bobbin Shop Dam, so-called, in the village of Goffstown.

* * *

At the request of Rep. Ellms, Rep. Claffin explained the amendment.

Amendment adopted by vv. Referred to appropriations under the rules.

Rep. Trowbridge moved that the Rules of the House be so far suspended as to dispense with reference to Appropriations committee and spoke in favor of the motion.

(discussion ensued)

Rep. Claflin spoke in favor of the motion.

Motion adopted by vv.

Ordered to third reading by vv.

HJR 78

to improve certain state-owned land in the town of Gilsum. Rep. Claflin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend the joint resolution by striking out the words "three thousand" in line 1 and inserting in place thereof the words (five hundred) so that said joint resolution shall read as follows:

That there is hereby appropriated the sum of five hundred dollars for the fiscal year ending June 20, 1968, to be expended by the division of parks, department of resources and economic development, for improvements upon that certain tract of state-owned land in the town of Gilsum, known as Pot Holes and Bear's Den, as follows: (1) improving the access trail to the natural features on said tract, (2) improving the woodlands in the vicinity of said access trail and said natural features, (3) cleaning out the obscured glacial pot holes and ledge formations on said tract, and (4) installing interpretive signs and doing such other work as the division of parks determines will enhance the natural beauty and increase the public enjoyment of said tract. The governor is authorized to draw his warrant for the payment of the sum hereby appropriated out of any moneys in the treasury not otherwise appropriated.

* * *

Amendment adopted by vv. Referred to Appropriations under the Rules.

HB 689

to provide a tax on the receipt of gross income. Rep. Colbath for Ways and Means. That it be referred to the legislative council.

Resolution adopted by vv.

HB 532

imposing taxes on meals and rooms. Rep. Arthur Bouchard for Ways and Means. Inexpedient to legislate.

Resolution adopted by vv.

HB 752

to license dealers in antique objects. Rep. Morse for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 193

to do away with voting by a straight ticket. Rep. Lomazzo for Judiciary. Inexpedient to legislate.

At the request of Rep. Ciborowski, Rep. Spitzli explained the resolution of the committee.

Resolution adopted by vv.

HB 769

relating to service of process on representatives of deceased nonresident motor vehicle operators. Rep. Sterling for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 444

to provide workmens' compensation for members of national guard injured while on federal duty. Rep. Leo Dion for Labor. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out the title and inserting in place thereof the following:

An Act

to provide benefits for members of the national guard injured while on federal or state duty.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Injury of Members of Militia. Amend paragraph I of RSA 110-A:47 as inserted by 1957, 147:1 by striking out the paragraph and inserting in place thereof the following:

I. If any member of the national guard who is on duty pursuant to this chapter or on any active or inactive duty for training within or without the state pursuant to the laws of the United States, receives a personal injury or an injury as defined in RSA 281:2, III, and if the benefits provided by the federal government or national guard system as a result of the injury are less than the benefits provided by the workmen's compensation law, the member shall receive benefits so that the total benefits received under the federal and national guard system and the benefits provided by this section shall be equal to the benefits which the member would have received under the workmen's compensation law, if the injury had occurred on the last day of the member's regular employment previous to reporting for duty with the national guard.

* * *

At the request of Rep. Newell, Rep. Donald Davis explained the amendment.

Rep. Newell asked for further explanation of the bill.

Rep. Stevenson explained the bill.

Rep. Twardus spoke in favor of the bill.

Amendment adopted, ordered to third reading by vv.

HB 568

providing an annual municipal election in the city of Lebanon, changing the terms of office of councilmen, and abolishing the office of councilman-at-large. Rep. Merrill for the Lebanon City Delegation. Ought to pass with amendment.

AMENDMENT

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act

amending the charter of the city of Lebanon to provide for the election of three councilmen from each ward and to abolish the office of councilman-at-large.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Election of Councilmen. Amend 1957, 419:7 by striking

out in line two the words "at large and two" so that said section as amended shall read as follows: 419:7 Councilmen. At each municipal election there shall be elected nine councilmen, three to be elected from each ward. Each councilman shall hold office for a term of two years and until his successor is elected and qualified. Each councilman shall take office on the first week day of January following his election.

2 Referendum. This act shall not take effect unless it is adopted by a majority vote at the regular municipal election held in the city of Lebanon on November 7, 1967, as hereinafter provided. The city clerk then in office shall cause to be placed at the bottom of the regular election ballot for city officers the following question: "Shall the provisions of an act entitled, 'An Act amending the charter of the city of Lebanon to provide for the election of three councilmen from each ward and to abolish the office of councilman-at-large,' passed at the 1967 session of the legislature be adopted?" Beneath this question shall be printed the word "Yes" and the word "No" with a square immediately opposite each word, in which the voter may indicate his choice. The referendum relative to the adoption of this chapter shall be conducted in every way, except as otherwise herein provided, in the same manner as the election of candidates for offices under the present charter. If a majority of those voting on this question at said election vote in the affirmative on this question, this act shall be declared to have been adopted. The city clerk shall within ten days of said election certify to the secretary of state the result of the vote on the above question.

3 Effective Date. Section 2 of this act takes effect upon its passage, and if the act shall be adopted at the election on November 7, 1967, the remainder of this act shall take effect on January 1, 1968.

* * *

Amendment adopted, ordered to third reading by vv.

HB 151

authorizing real estate tax exemptions for certain elderly persons. Rep. Morrill for Municipal and County Government. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Real Estate Taxation. Amend RSA 72 by inserting after section 38 (supp) as inserted by 1963, 79:2 the following new section: 72:39 Exemption for Persons Over Sixty-Five. Residential real estate with an equalized value of less than seventeen thousand, five hundred dollars which is owned by a person or persons one of whom is sixty-five years of age or over who has paid taxes on real estate located in the state for at least twenty years and whose income, or if there is more than one owner, whose combined income from all sources during the preceding calendar year is less than three thousand dollars, is exempt from taxation in the amount of five thousand dollars. The widow or widower of such a person, if sixty-five years of age or over is granted a similar exemption if her or his income from all sources during the preceding calendar year is less than three thousand dollars. If the assessment level of lands and buildings in the town where the real estate is located is less than one hundred per cent of full and true value as determined for equalization purposes under the provisions of RSA 71:11, V for the year in which the application for exemption is made, the exemption shall be granted in the same ratio to full and true value as the general level of assessments on real estate bears to full and true value of real estate. Applications for exemption under this section shall be made and examined in the same manner as applications for exemption by servicemen are made and examined under sections 33 and 34 of this chapter. Every applicant under this section shall file with the selectmen or assessors a confidential statement under the penalties of perjury listing in detail all income received during the preceding calendar year. These statements are confidential and the selectmen, assessors, or any other officer or employee shall not disclose the contents thereof. The term "residential real estate" has the same meaning in this section as given to it in section 29 of this chapter. The person asking for the exemption must be or become sixty-five years old during the calendar year in which the exemption is claimed, or must be a widow or widower of such a person.

Amend Section 2 of the bill by striking out the section and inserting in place thereof the following:

2 Effective Date. This act shall take effect April 1, 1968.

At the request of Rep. Graf, Rep. Morrill explained the amendment.

(discussion ensued)

Reps. Morrison and Kimball spoke in favor of the bill.

Rep. Elmer Johnson moved that further consideration of HB 151 be indefinitely postponed and spoke in favor of the motion.

At the request of Rep. A. George Manning, Rep. Morrill answered further questions.

Reps. Brungot, Twardus, Plumer, Underwood, A. George Manning, Jameson, Bork, Edward York, Healy and Putnam spoke against the motion.

(discussion ensued)

Reps. Hackler, Bradley and Trowbridge spoke in favor of the motion.

(discussion ensued)

Rep. Trowbridge moved that HB 151 be referred to Legislative Council and spoke in favor of the motion.

Rep. Morrill spoke against the motion.

(discussion ensued)

Rep. Bradley spoke in favor of the motion.

Rep. George Gordon moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion to refer HB 151 to Legislative Council.

Rep. Morrison requested a division.

93 members having voted in the affirmative and 191 members having voted in the negative, the motion lost.

Rep. Merrifield wished to be recorded as voting in favor of the motion.

The question now being that further consideration of HB 151 be indefinitely postponed.

Rep. Morrison requested a division.

86 members having voted in the affirmative and 207 members having voted in the negative, the motion to indefinitely postpone was lost.

The question now being on the committee amendment.

Amendment adopted by vv.

Ordered to third reading by vv.

HB 474

relative to the practice of barbering. Rep. Rubins for Public Health. Ought to pass with amendment.

AMENDMENT

Amend paragraph (b) of RSA 313:9 as inserted by section 1 of the bill by striking out the word "eighteen" in line 4 and inserting in place thereof the word (twelve) and by striking out the word "twelve" in line 8 and inserting in place thereof the word (nine) so that said paragraph as amended shall read:
(b) who has satisfactorily completed a course of instruction of one thousand hours, in not less than six months in a school of barbering approved by the board and in addition has a total experience as an apprentice of a period of at least twelve months under a licensed barber; or has satisfactorily completed a course of instruction of one thousand five hundred hours in not less than nine months in a school of barbering approved by the board and in addition has a total experience as an apprentice of a period of at least nine months under a licensed barber, and

Further amend by striking out paragraph (c) as inserted by section 1 and inserting in place thereof the following:

(c) or has a total experience of three thousand hours in the practice of barbering or as an apprentice distributed over a period of at least twenty-four months under the supervision of a registered barber of five years experience in this state. Any person is qualified to receive a certificate of registration as a registered apprentice who is at least sixteen years of age and has paid the required fee.

Further amend the bill by striking out section 5 and inserting in place thereof the following:

5 Barbering Schools; Demonstrations. Amend RSA 313 by

inserting after section 21-d as inserted by 1959, 13:1 the following new sections: 313:21-e Limitations. Every applicant for a certificate of registration to operate a new barber school or college shall offer proof sufficient to the board that the establishment of a new barber school or college in a particular area will not be detrimental to the public welfare. In considering whether the establishment of a new barber school or college in a particular area will be detrimental to the public welfare the board shall consider the need for barber schools or college facilities or additional barber schools or college facilities, as the case may be, in the community where the proposed barber school or college is to be located giving particular consideration to: (a) The economic character of the community; (b) the adequacy of existing barber schools or colleges in that community; (c) the ability of the community to support the proposed barber school or college; and (d) the character of adjacent communities and the extent to which the establishment of the proposed barber school or college would draw patrons from such adjacent communities. 313:21-f Demonstrations. No person shall conduct a program for barbering demonstration unless such program has been approved by the board and no person shall operate as a barbering demonstrator unless he shall receive the approval of the board. No trade show or seminar of barbering shall be held unless it is sponsored by a recognized barber organization, or a group of registered barbers in this state.

* * *

Rep. Sayer moved that HB 474 be indefinitely postponed and spoke in favor of the motion.

(discussion ensued)

Reps. Pickett, Maglaris, McMeekin, Mahony and Lambert spoke against the motion.

Rep. Graf spoke in favor of the motion.

Rep. D'Amante moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion to indefinitely postpone HB 474.

Motion lost by vv.

The question now being on the committee amendment.

Amendment adopted, ordered to third reading by vv.

HB 675

requiring automatic sprinkler systems in hospitals and other licensed health facilities was withdrawn by committee.

HB 200

providing that the state shall pay the full cost of fighting certain forest and brush fires. Rep. Claffin for Resources, Recreation and Development. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the word "occur" in lines 4 and 20 and inserting in place thereof the word (originate) so that said section as amended shall read:

1 Fire Fighting Expenses. Amend RSA 224:15, as amended by 1955, 311:1, 1957, 94:1 and 1961, 223:3, by inserting after the word "specified" in line thirteen the words (Provided, however, that when forest and brush fires originate on state owned forest reservations, state parks and rights of way of interstate highways, the total expenses of fighting such fires shall be borne by the state) so that the section as amended shall read as follows: 244:15 Apportionment of Expenses. The expenses of fighting forest and brush fires in towns, and other expenses lawfully incurred by wardens and deputy wardens of said towns in preventing forest fires, shall be borne equally by the municipality and the state, except as otherwise herein provided, and except that when in any one town or city fiscal year the net total of sums required for the suppression and prevention of forest and brush fires, excluding the initial cost of fire fighting equipment, to be so borne by such municipality, computed at rates within limits established by the commissioner of resources and economic development and the director of the division of resources development, shall equal one-quarter of one per cent of the latest equalized locally assessed valuation on such municipality, expenses incurred in excess of such sum shall be borne entirely by the state on the basis of the rate limits above specified. Provided, however, that when forest and brush fires originate on state owned forest reservations,

state parks and rights of way of interstate highways, the total expenses of fighting such fires shall be borne by the state. The provisions of this section shall not apply to expenses incurred in fighting any forest or brush fire when, as determined by the commissioner of resources and economic development, such fire was caused either by the negligence of the town or of its agents; or in cases in which there is negligence on the part of the town or its agents in collecting said expenses from violators under 224:27. Any determination of the commissioner of resources and economic development, under the provisions of the preceding sentence shall be subject to rehearing and appeal as provided in RSA 541.

Amend section 2 of the bill by striking out the words "sixty days after" and inserting in place thereof the word (upon) so that said section as amended shall read:

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, ordered to third reading by vv.

REPORT OF COMMITTEE ON THE JOURNAL

The Committee on the Journal, having examined the Journal of Thursday, June 1, 1967, offers the following resolution and recommends its adoption:

Resolved, That captions, appearing on page 2078 of the first printing of the Journal of the House of Thursday, June 1, 1967 and identifying a concurrent resolution proposing a constitutional amendment relative to filling senatorial vacancies, be corrected in the following particulars: Strike out the words and figure "Concurrent Resolution No. 5" and insert in place thereof (Constitutional Amendment-Concurrent Resolution No. 5); and strike out from the third line next following the first caption the letters and figure "SCR No. 5" and insert in place thereof (Const. Amend.-CR No. 5), said corrections to be effected in the permanent printing of said Journal.

Rep. Colburn for the Committee.

Resolution adopted by vv.

* * *

HB 696

Rep. Raiche moved that the Rules of the House be so far suspended as to permit a public hearing on HB 696 on Friday next without two days' notice in the Journal.

Motion adopted.

COMMUNICATION

June 5, 1967

Speaker of the House, Walter R. Peterson
State House of Representatives
Concord, N. H. 03301

Dear Speaker of the House:

RE: S.B. No. 206

As per mandate of the 1967 Disabled American Veteran Convention, held in Concord, N. H., June 1 to 4, 1967, the delegation voted unanimously in favor of

S.B. No. 206

pertaining to punitive action for derogatory burning of the U. S. or N. H. State flag.

Attested in the minutes.

Camille Letendre, Adjutant, 1967-68
24 Eastman Ave.
Bedford, N. H. 03102

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be in honor of Mrs. Lyndon B. Johnson, First Lady of the country, and to meet next Monday morning at 11:00 o'clock.

AFTERNOON SESSION**THIRD READINGS**

The following bills were read a third time, passed, and sent to the Senate for concurrence:

HB 151

authorizing real estate tax exemptions for certain elderly persons.

RECONSIDERATION

Rep. Brungot, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 151 and spoke against the motion.

Motion lost by vv.

THIRD READINGS CONTINUED**HB 200**

providing that the state shall pay the full cost of fighting certain forest and brush fires.

HB 292

relative to the installation of municipal sewage disposal facilities and relative to condemnation authority for sewerage construction.

HB 444

to provide benefits for members of the national guard injured while on federal or state duty.

HB 474

relative to the practice of barbering.

RECONSIDERATION

Rep. Maglaris, having voted with the majority, moved that the House reconsider its vote whereby it passed HB 474 and spoke against the motion.

Motion lost by vv.

THIRD READINGS CONTINUED**HB 568**

amending the charter of the city of Lebanon to provide for the election of three councilmen from each ward and to abolish the office of councilman-at-large.

HB 665

to authorize the water resources board to acquire certain dams and water rights.

HB 750

establishing the Lisbon Water Department.

HB 769

relating to service of process on representatives of deceased non-resident motor vehicle operators.

* * *

SB 132

prescribing the method of adoption of the non-partisan ballot system in large towns was read a third time, passed, and sent to the Secretary of State to be engrossed.

RECONSIDERATION**HB 193**

Rep. Brungot, having voted with the majority, moved that the House reconsider its vote whereby it killed HB 193, to do away with voting by a straight ticket and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Balomenos, the House adjourned at 2:43 P.M. in honor of the visit to New Hampshire of Mrs. Lyndon B. Johnson.

Monday, June 12

The House met at 11:00 o'clock.

(Rep. O'Neil in the Chair.)

Prayer was offered by Guest Chaplain A. Edward Doherty of the St. Paul's Methodist Church of Manchester, N. H.

O God, we pray for courage, because there is much to make us afraid, and we want to do our duty despite any fears. We

pray for a clear conscience, because we do not want to do wrong, and sometimes it is hard to know what is right. We pray for a keen mind, because we want understanding, not ignorance nor prejudice to build tomorrow. Take us by the hand and help us to see things from Thy viewpoint, that we may see them as they really are. We come to choices and decisions with a prayer upon our lips, for our wisdom fails us. Give us Thine, that we may do Thy will. In Jesus' name. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Arthur Bouchard led the House in the Pledge of Allegiance to the Flag.

INTRODUCTION OF GUESTS

The House was entertained by a chorus group from the Laconia State School.

(Speaker in the Chair)

The Chair introduced the following as guests of the House today:

Miss Una McCann and Miss Beth Brown, courtesy of Rep. Robert Brown of Peterborough.

Mr. Ronald Ogle, a Junior at the University of Florida, courtesy of Rep. Robert Brown of Peterborough.

Mr. Paul W. Foss of Sugar Hill, son of Rep. Foss.

Messrs. Chick Winter and Walter Roy from California, courtesy of Rep. Keefe of Portsmouth.

LEAVES OF ABSENCE

Reps. Bridges, Manson Smith, Balomenos and Normandin were granted leave of absence for the day on account of important business.

Rep. Charles Cheney was granted leave of absence for today and Tuesday on account of important business.

Reps. Lang and Paul Gay were granted leave of absence for the week on account of illness.

Rep. Hartigan of Rochester was granted leave of absence for the day on account of illness.

Rep. LaPlante of Nashua was granted leave of absence for the day on account of a death in the family.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 800

to provide for a three, five, seven or nine member school board. (Park of Grafton Dist. 8 — To Education)

HB 801

imposing a realty transfer tax. (Stevenson of Grafton Dist. 1 — To Ways and Means)

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and Senate Bill:

HB 372

relative to neglected and abused children.

HB 430

to exempt certain trusts from the rule against perpetuities.

HB 475

to provide immunity to registered nurses from civil liability in emergency cases.

HB 502

defining the meaning of a plea of nolo contendere.

HB 546

relative to fees for a motor vehicle used exclusively as a bus for transportation of minors to functions of nonprofit organizations.

HB 596

to repeal provisions authorizing summer motor vehicle license plates.

SB 132

prescribing the method of adoption of the non-partisan ballot system in large towns.

Rep. Moulton
For the Committee

COMMITTEE REPORTS

HB 779

authorizing the trustees of the Cheshire County Savings Bank to elect more than one vice president. Rep. Champagne for Banks. Ought to pass.

Ordered to third reading by vv.

SB 151

to extend the amount of repayment time of loans and to provide for unsecured loans for any purpose made by cooperative banks and building and loan associations. Rep. Reddy for Banks. Ought to pass.

Ordered to third reading by vv.

SB 191

increasing the number of incorporators of the Manchester Savings Bank. Rep. Milne for Banks. Ought to pass.

Ordered to third reading by vv.

HJR 81

in favor of Letendre Funeral Service, Inc. Rep. Rufo for Claims and Aeronautics. Ought to pass.

Rep. MacFarlane moved that HJR 81 be made a special order for 11:01 Tuesday next and spoke in favor of the motion.

Motion adopted by vv.

HB 684

relative to school building aid. Rep. Robert Brown for Education. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "the state board of education may withhold approval of grants hereunder from any district, whenever, in their opinion, the number of students is so small that other arrangements could provide better and more economical educational facilities" in lines 19, 20, 21, 22 and 23, so that said section as amended shall read as follows:

1 Computation of Grant. Amend RSA 198:15-b (supp) as inserted by 1955, 335:9 and amended by 1957, 301:1; 1963,

277:3 and 1965, 150:2 by striking out the same and inserting in place thereof the following: 198:15-b Amount of Annual Grant. The amount of the annual grant to any school district duly organized, any city maintaining a school department within its corporate organization, any cooperative school district as defined in RSA 195:1, or any receiving district operating an area school as defined in RSA 195-A:1, shall be a sum equal to thirty per cent of the amount of the annual payment of principal on all outstanding borrowings of the school district, city, cooperative school district or receiving district, heretofore or hereafter incurred, including loans made by the New Hampshire school building authority, for the cost of construction of school buildings, for the cost of construction or purchase of school buildings, to the extent approved by the state board of education, provided that the amount of the annual grant in the case of a cooperative school district, or a receiving district operating an area school, shall be forty per cent plus five per cent for each pre-existing district in excess of two and each sending district in excess of one, and provided further that no cooperative school district, or receiving district operating an area school shall receive an annual grant in excess of fifty-five per cent. For the purposes of computing grants hereunder the amount of the annual payment of principal shall be increased by an amount equal to the amount of capital reserve and/or amount raised by taxation which was actually expended for the project at any time, divided by the number of years for which bonds or notes were issued to provide funds for such school building. If the project was entirely financed by the use of capital reserves or amounts raised by taxation, the aid provided herein shall be paid in ten equal annual grants. For the purposes of this subdivision construction shall include the acquisition and development of the site, construction of a new building and/or additions to existing buildings including alterations providing additional pupil capacity, architectural and engineering fees, purchase of equipment and any other costs necessary for the completion of the building as approved by the state board of education; and purchase of school buildings shall include the acquisition and improvement of land in connection therewith and the remodeling, altering, repairing, equipping and furnishing of such buildings as approved by the state board of education.

Amendment adopted, ordered to third reading by vv.

HB 336

to increase the penalties for misrepresentation of age and possession of alcoholic beverages by minors. Rep. Blanchard for Liquor Laws. Ought to pass.

Rep. Sherman offered the following amendment and moved its adoption.

AMENDMENT

Amend the bill by striking out sections 1 and 2 and inserting in place thereof the following:

1 Sale to Minors. Amend RSA 175:7, as amended by 1957, 291:1, by striking out the words "twenty dollars" in line three and inserting in place thereof the words (fifty dollars) and by striking out the words "fifty dollars" in line four and inserting in place thereof the words (two hundred dollars) so that the section as amended shall read as follows: 175:7 — To Minor Misrepresenting Age. A minor who falsely represents his age for the purpose of procuring liquor or beverages and who procures such liquor or beverages shall be fined not less than fifty dollars nor more than two hundred dollars.

2 Possession by Minors. Amend RSA 175:8-a (supp), as inserted by 1959, 157:1, as amended by 1965, 120:1, by striking out the words "fifty dollars" and inserting in place thereof the words (two hundred dollars) so that said section as amended shall read as follows: 175:8-a Unlawful Possession. A minor who has in his possession any liquor or alcoholic beverage shall be fined not more than two hundred dollars. Any minor convicted of unlawful possession of liquor or alcoholic beverages shall forfeit the same, and it shall be disposed of as the court directs. The proceeds, if any, shall be paid into the treasury of the county wherein the proceedings were determined.

* * *

The Clerk read the amendment in full.

Reps. Sherman and Collishaw spoke in favor of the amendment.

Rep. Mahony moved that further consideration of HB 336 be indefinitely postponed and spoke in favor of the motion.

Reps. deBlois, Pryor, Van Gardner, Enright and Belanger spoke against the motion.

(discussion ensued)

At the request of Rep. O'Neil, Rep. Sherman explained the amendment.

Rep. Marcotte spoke in favor of the motion.

Motion lost by vv.

Question now on the amendment as offered by Rep. Sherman.

Amendment adopted, ordered to third reading by vv.

HB 371

permitting the sale of beverages by restaurants on election days. Rep. Collishaw for Liquor Laws. Ought to pass.

Ordered to third reading by vv.

HB 484

relative to tax exemptions for veterans. Rep. Sawyer for Military and Veterans' Affairs. Inexpedient to legislate; subject matter covered by previous legislation.

Resolution adopted by vv.

SB 188

extending certain tax exemptions to veterans and widows of veterans of Korea and Viet Nam. Rep. Sawyer for Military and Veterans' Affairs. Ought to pass.

Rep. Hackler moved that SB 188 be made a special order for 11:02 Tuesday next.

Rep. Sawyer explained the bill.

Rep. Hackler withdrew his motion for special order on SB 188.

Ordered to third reading by vv.

HB 602

providing real estate exemptions for certain persons sixty-five years of age or over was withdrawn by committee.

HB 674

to establish a motor vehicle certificate of title and anti-theft act. Rep. Hamel for Transportation.

Under the Rules the Chair referred HB 674 to Appropriations.

HB 243

making appropriations for the purchase, operation and maintenance of a state-owned aircraft. Rep. MacFarlane for Claims and Aeronautics. Ought to pass with amendment.

AMENDMENT

Amend section 1 of the bill by striking out the words "The sum hereby appropriated shall be a continuing appropriation, shall not lapse, and may not be transferred." so that said section as amended shall read as follows:

1 Appropriation for Purchase. The sum of sixty-five thousand dollars is hereby appropriated for the purchase of a state-owned aircraft under the provisions of RSA 422:10. The governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

* * *

At the request of Rep. Fortin, Rep. MacFarlane explained the bill as amended.

(discussion ensued)

Rep. Fortin moved that HB 243 be indefinitely postponed and spoke in favor of the motion.

Reps. Pickett, Stafford, Ciborowski, Thurston and O'Neil spoke against the motion.

Rep. Brungot spoke in favor of the motion.

At the request of Rep. Pickett, Rep. Bouchard answered questions.

Rep. Maxwell moved the previous question and it was sufficiently seconded.

Motion adopted by vv.

The question now being on the motion to indefinitely postpone HB 243.

Rep. Leo Dion requested a division.

204 members having voted in the affirmative, and 86 in the negative, the motion to indefinitely postpone prevailed.

REPORT FROM CERTAIN MEMBERS OF THE COMMITTEE ON THE JOURNAL

The Committee on the Journal has been informed by each of the following named members of the House — Representatives Saunders, Gutterson and Kopperl — that his vote on Senate Bill No. 139 (. . . to abolish capital punishment . . .) was erroneously recorded in the Journal of the House of Wednesday, May 24, 1967. The undersigned members of the Committee on the Journal, after examination of their own separate records of votes given on the call of the roll on the question of indefinitely postponing SB 139, have found that Rep. Saunders of Cheshire Dist. 14 voted “No”, Rep. Gutterson of Cheshire Dist. 15 voted “Yes” and Rep. Kopperl of Merrimack Dist. 12 voted “No”.

Marjorie D. Colburn
Jean R. Wallin
Henry C. Newell
Stanley A. Hamel

HB 255

to tax the transfer of real property.

Rep. Ferguson withdrew his notice of reconsideration on HB 255.

HB 432

providing that all school districts receive the same school building aid.

Rep. O’Neil moved that HB 432 be recalled from the Senate and spoke in favor of the motion.

Motion adopted by vv.

Rep. Bradley moved that the Rules of the House be so far suspended as to dispense with the reference to Appropriations on HB 432.

Reps. McMeekin, Healy and Angus rose on points of parliamentary inquiry.

Rep. Bradley withdrew his motion.

Rep. O'Neil moved that the House reconsider its action whereby it voted to recall from the Senate HB 432 and spoke in favor of the motion.

Motion lost by vv.

Rep. Greene requested a division.

246 members having voted in the affirmative and none in the negative, the motion to reconsider carried.

* * *

SENATE MESSAGE

The Senate has voted to discharge the Committee of Conference to whom was referred the following entitled bill:

HB 28

An Act permitting freedom of access to public records and proceedings and appoint a new Conference committee. The President has appointed Senator Chandler and Senator Foley.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 216

relative to enacting or amending zoning ordinances in towns and districts.

HB 430

to exempt certain trusts from the rule against perpetuities.

HB 121

relative to school building and foundation aid.

HB 238

relative to salary for the register of deeds of Cheshire county.

HB 372

relative to neglected and abused children.

HB 475

to provide immunity to registered nurses from civil liability in emergency cases.

HB 502

defining the meaning of a plea of nolo contendere.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 453

authorizing the sweepstakes commission to conduct pure lotteries and to associate drawings with horse races held before or after the drawings within or without the State of New Hampshire.

and the President has appointed as members of said Committee on the part of the Senate, Sen. Tufts and Sen. Riley.

* * *

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

HB 332

amending the statute of limitations in regard to certain criminal offenses.

and the President has appointed as members of said Committee on the part of the Senate, Sen. Koromilas and Sen. Leonard.

SENATE MESSAGE AND INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 186

relative to petitions to permit a person under the age of consent to marry. Judiciary.

SB 189

relative to the waiting time for the issuance of a certificate authorizing marriage. Judiciary.

SB 194

relative to administration of small estates. Judiciary.

SB 202

relative to time for filing waiver of provisions of will and release of dower and homestead rights. Judiciary.

SB 205

to authorize the judge of probate to determine the mode of citation and notice in probate proceedings. Judiciary.

SB 70

relative to actions for wrongful death. Judiciary.

SB 149

to authorize the issuance of variable annuities contracts. To Insurance.

SB 206

increasing the penalty for misusing or mutilating national and state flags. To Judiciary.

* * *

The Senate has passed the following Constitutional Amendment-Concurrent Resolution, in the passage of which it asks the concurrence of the House of Representatives:

CA CR 3

increasing the term of office of the governor to 4 years. To Judiciary.

COMMITTEE REPORT

SB 180

relating to the sale of pistols and revolvers. Rep. Moulton for Engrossed Bills Committee. Ought to pass with amendment under Joint Rule 15.

AMENDMENT

Amend RSA 159:4 as inserted by section 3 of said bill by striking out the last two sentences and inserting in place thereof the following:

Whoever violates the provisions of this section shall, for the first such offense, be fined not more than one hundred dollars, or imprisoned not more than one year. For the second and for each subsequent violation of the provisions of this section, such person shall be imprisoned not less than two years nor more than five years.

Further amend said bill by striking out the first line of section 4 and inserting in place thereof the following:

4 Action on Application. Amend RSA 159:6, as amended by 1959, 100:1 and 1961, 166:3 by inserting after the word

* * *

On motion of Rep. Spitzli the House adopted the report of the Engrossed Bills Committee.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 539

to enlarge the board of chiropractic examiners, to limit their terms of office and to have additional subjects of examination.

AMENDMENT

Amend the bill by striking out all after the enacting clause and insert in place thereof the following:

1 Examining Board. Amend RSA 316:2 by striking out in line two the word "three" and inserting in place thereof the word (five) so that the section as amended shall read as follows: 316:2 Eligibility. There shall be a board of chiropractic examiners consisting of five skilled chiropractors who are not physicians, each of whom shall be a graduate of some resident

school or college of chiropractic, and who shall have resided and practiced in this state for at least one year.

2 Method of Appointment. Amend RSA 316:3 by striking out the section and inserting in its place the following: 316:3 Term; Appointment; Removal. Their term of office is three years. No member shall serve more than three terms. Members shall be appointed each year by the governor, with the advice and consent of the council. In 1967 one member shall be appointed for one year, one for two years and one for three years. In 1968 two members shall be appointed; in 1969 two members shall be appointed, and in 1970 one member shall be appointed. Thereafter the same sequence shall be followed in appointment of members. Vacancies in said board shall be filled in like manner for the unexpired term, and any member may be removed therefrom by the governor and council for cause and after hearing.

3 Additions to Examinations. Amend RSA 316:11, as amended by 1963, 222:1, by inserting in line four after the word "neurology" the words (bacteriology and chemistry) so that the section as amended shall read as follows: 316:11 Examinations. The board shall give a written examination in the following subjects: Anatomy, physiology, symptomatology, hygiene, chiropractic orthopedy, histology, pathology, chiropractic X-ray procedures and analysis, neurology, bacteriology and chemistry, and the principles of chiropractic adjusting and nerve tracing.

4 Effective Date. This act shall take effect sixty days after its passage.

* * *

On motion of Rep. Shirley Clark the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 329

relative to property holding of Alton Bay Campmeeting Association of the Advent Christian Church.

AMENDMENT

Amend the bill by striking out section 2 and inserting in place thereof the following:

2 Repeal. Sect. 3 of the charter of said corporation approved June 26, 1874 (Laws 1874, chapter 173), granting a property tax exemption, and so much of the charter of said corporation, as amended by Laws 1919, chapter 244, as limits the amount of property which it is authorized to hold to one hundred thousand dollars, are hereby repealed.

* * *

On motion of Shirley Clark the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives: *

HB 437

to increase the registration fees of architects.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Registration Fees. Amend RSA 310:20 as amended by 1965, 328:12 by striking out in lines seven through nine the words "twenty-five dollars, fifteen dollars of which shall accompany application, the remaining ten dollars to be paid upon issuance of certificate" and inserting in place thereof the words (fifty dollars, thirty dollars of which shall accompany application, the remaining twenty dollars to be paid upon issuance of certificate), further amend said section by striking out the words "seven dollars and fifty cents" in line 11 and inserting in place thereof the words (fifteen dollars) so that said section as amended shall read as follows: 310:20 Application and Registration Fees. Applications for registration shall be on forms prescribed and furnished by the board, shall contain statements made under oath showing the applicant's education

and detailed summary of his practical experience, and shall contain not less than five references, of whom three or more shall be architects having a personal knowledge of his architectural experience. The registration fee for registered architects shall be fifty dollars, thirty dollars of which shall accompany application, the remaining twenty dollars to be paid upon issuance of certificate. Application to take the examination in fundamental architectural subjects prior to completion of the requisite years of experience in architectural work shall be accompanied by a fee of fifteen dollars. This amount shall be credited against the total fee required for registration. Should the board deny the issuance of a certificate of registration to any applicant the initial fee deposited shall not be returned.

* * *

On motion of Rep. Shirley Clark the House non-concurred in the senate amendment and a committee of conference was appointed as follows: Reps. Shirley Clark, Newell and Conway.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 517

relative to procedure for assessment or re-assessment of taxes when ordered by the tax commission.

AMENDMENT

Amend the bill by striking out section 4 and inserting in place thereof the following:

4 Effective Date. This act shall take effect immediately upon passage.

On motion of Rep. Morrill the House concurred in the Senate amendment.

* * *

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate Bill,

in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

SB 153

to authorize a cooperative bank or building and loan association to pay charges against real estate on which it holds a mortgage.

AMENDMENT

Amend section 1 of the bill by striking out lines one and two and inserting in place thereof the following:

1 Prepayment and Advance of Taxes and Other Charges Authorized. Amend RSA 393 by inserting after section 18 (supp) as amended by 1961, 136:4; 1963, 313:2; 1965, 317:2; and 1967, 120:1 the following new

* * *

On motion of Rep. Bigelow the House concurred in the Engrossed Bills amendment.

* * *

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 237

relative to salaries of the sheriff and one deputy sheriff of Belknap county.

AMENDMENT

Amend section 1 of said bill by striking out the first four lines and inserting in place thereof the following:

1 County of Belknap. Amend RSA 104:29 by inserting after paragraph VI (supp) as inserted by 1967, 153:2 the following new paragraph: VII. In Belknap the annual salary of the sheriff shall be nine thousand dollars, and said salary shall be payment in full for all his services to

Amend section 2 of said bill by striking out the first two lines and inserting in place thereof the following:

2 Deputy Sheriff. Amend RSA 104 by inserting after section 3-b (supp) as inserted by 1967, 153:3 the following new section: 104:3-c Belknap County; Appointment of Deputy Sheriff on Salary. The

Amend section 3 of said bill by striking out lines three to ten inclusive and inserting in place thereof the following:

and 1967, 153:1 by striking out paragraph I and inserting in place thereof the following:

I. The annual salaries of the sheriffs of the below named counties shall be as follows:

- (a) In Strafford, two thousand dollars.
- (b) In Merrimack, two thousand dollars.
- (c) In Hillsborough, two thousand four hundred dollars.
- (d) In Coos, two thousand dollars.

On motion of Rep. Stafford the House concurred in the Engrossed Bills amendment.

* * *

HB 770

adopting the interstate regional planning compact and authorizing the state to enter into such compact with contiguous states.

Rep. Shirley Clark moved that the reference whereby HB 770 was referred to Executive Departments and Administration be vacated and that the bill be referred to Resources, Recreation and Development, and spoke in favor of the motion.

Motion adopted by vv.

FURTHER SENATE MESSAGE

The Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 298

relating to investments of savings banks.

AMENDMENT

Amend the title of said bill by striking out the same and inserting in place thereof the following:

AN ACT

relating to investments of savings banks.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Liquidity of Reserves. Amend RSA 387:2 (supp) as amended by 1963, 326:4 by striking out said section and inserting in place thereof the following: 387:2 Requirements; Exception. Savings banks shall maintain a reserve of not less than five per cent of the amount of their deposits in cash, including balances in other banks, and/or obligations of the United States of America at par value the maturity of which shall not exceed five years, and/or the obligations of agencies of the United States (as are designated by written ruling of the bank commissioner) at par value the maturity of which shall not exceed five years, and shall make investments of the balance of their funds only in the classes of securities and loans authorized by this chapter, provided, however, that said requirement with respect to said reserve shall not apply to any bank which is a member of the Federal Reserve System.

2 Limitations. Amend paragraph I (supp) as amended by 1955, 214:18 and 318:1 and paragraph II of RSA 387:3 by striking out said paragraphs and inserting in place thereof the following: I. Not exceeding fifteen per cent of capital funds shall be invested in the obligations or stock of any individual, partnership or corporation except public obligations, obligations of agencies of the United States as are designated by written ruling of the bank commissioner, loans authorized by paragraphs IV and V of section 4 of this chapter, and those portions of loans on industrial real estate guaranteed by the state of New Hampshire under RSA 162-A:14-a-c, or guaranteed by any state contiguous to New Hampshire under terms providing security equal to or greater than those of RSA 162-A:14-a-c. Notwithstanding the foregoing a bank having deposits of one million five hundred thousand dollars or less may invest, in loans authorized by paragraph I of section 4 of this chapter, an amount to any one borrower not exceeding two and one-half per cent of deposits or fifteen per cent of capital funds, whichever is greater, but in no

case in excess of twenty-two thousand five hundred dollars unless in such case fifteen per cent of capital funds exceeds said latter sum, in which case the limit shall be fifteen per cent of capital funds for such bank.

I-a. Obligations as endorser or guarantor of notes which carry a full recourse endorsement or unconditional guarantee by the individual, partnership or corporation transferring the same, shall be subject to the limits established by paragraph I; provided, however, that if the bank's files or the knowledge of its officers of the financial condition of each maker of such notes is reasonably adequate, and upon certification by an officer of the bank designated for that purpose by the board of trustees or directors of the bank, that the responsibility of each maker of such notes has been evaluated and the bank is relying primarily upon each such maker for the payment of such notes, the limitations of paragraph I as to the obligations of each such maker shall be the applicable loan limitation: Provided, further, that such certification shall be in writing and shall be retained as part of the records of such bank.

II. Not exceeding ten per cent of deposits shall be invested in each of the following types of security: (1) Bonds of the Dominion of Canada, its provinces and cities, and (2) Real estate mortgage loans authorized by paragraph I of section 4 of this chapter if the amount of the loan exceeds eighty per cent of the value of the real estate by which it is secured. Provided further that no mortgagor, with respect to real estate mortgage loans which fall in this category, shall be permitted, directly or indirectly, to mortgage to any bank at any one time more than two dwelling units of capacity not exceeding four families each.

II-a. Not exceeding fifteen per cent of deposits shall be invested in the following types of security: (1) Unsecured Loans.

3 Capital Notes. Amend paragraph V of RSA 387:3 by striking out said paragraph and inserting in place thereof the following: V. Not exceeding sixty-five per cent in aggregate of the deposits shall be invested in the following securities: (1) Railroads, (2) Utility Companies, (3) Water Companies, (4) Telephone and Telegraph Companies, (5) New Hampshire Companies, (6) Insurance Stock, (7) Banks, (8) Investment Trust Shares, and (9) Industrial Securities; provided,

however, that not exceeding fifteen per cent of the deposits may be invested in preferred and common stock, including shares of investment trusts.

4 Savings Banks Investments. Amend paragraph I of RSA 387:4 (supp) as amended by 1955, 214:13, 1959, 61:1, 1961, 246:2, and 1963, 326:2 by striking out said paragraph and inserting in place thereof the following: I. Real Estate in New Hampshire and Contiguous States. Those directly secured by first mortgage on real estate situated within this state or within any state contiguous to this state; but no such investment shall be in a loan which exceeds seventy-five per cent of the value of the real estate by which it is secured; except that investment may be in a loan which exceeds seventy-five per cent but not ninety per cent of the value of the real estate by which it is secured, provided that it shall be secured by a first mortgage on real estate containing one or more dwelling units for not more than four families each and which mortgage or mortgage note shall provide for payment of the note within a period of thirty years from the date when the first monthly payment shall become due, and the first monthly payment shall become due nine months from the date of the note or one month from the final disbursement of funds, whichever shall first occur, and which payments, so long as the balance of the loan exceeds seventy-five per cent of the value of the real estate by which it is secured, shall include a proportionate share of the amount necessary to pay the real estate and other taxes upon such property. No loan or mortgage shall be made except upon written application showing the date, name of applicant, amount asked for and security offered, and except upon report of not less than two members of the board of trustees or board of directors, who shall certify on said application, according to their best judgment, on the basis of an appraisal made by one of their members, or by some officer of the bank, or some appraiser employed by the bank for the purpose of appraisal, the value of the premises to be mortgaged; and such application shall be filed and preserved with the records of the corporation. The premises so mortgaged shall be revalued in the same manner at intervals of five years so long as they are mortgaged to the bank, provided that such revaluation may be omitted on any such fifth anniversary if on such date the ratio of the unpaid principal balance of the loan to the last prior appraised value of the premises is less than fifty per cent. If as a result

of any such revaluation the amount of the loan is found to be in excess of the authorized percentage of the value of the premises mortgaged, a sufficient reduction in the amount of the loan shall be required, as promptly as may be practical, to bring the loan to within the authorized percentage. In determining whether any loan exceeds the authorized percentage of the value of the real estate, no consideration shall be given to (1) that portion of the obligation which is guaranteed by the Administrator of Veterans Affairs under Title III of the Servicemen's Readjustment Act of 1944, as amended from time to time, or (2) an obligation wholly guaranteed under such title, or (3) that portion of any loan or obligation which the Small Business Administration has unconditionally agreed to purchase, or (4) that portion of a loan on industrial real estate guaranteed by the state of New Hampshire under RSA 162-A:14-a-c, or guaranteed by any state contiguous to New Hampshire under terms providing security equal to or greater than those of RSA 162-A:14-a-c. No bank shall be restricted to the above authorized percentages on a loan secured by property which the borrower is purchasing from the bank.

5 Long Term Leases. Amend paragraph II-b of RSA 387:4 (supp) as inserted by 1961, 246:3 by striking out said paragraph and inserting in place thereof the following: II-b. Buildings on land leased from the state, any political subdivision thereof, or from any person, firm or corporation shall be construed to be real estate for the purposes of paragraph I as follows: Improvements, buildings and structures on such leased land upon which the mortgagor holds a lease for an unexpired term of not less than twenty-one years duration, which term shall not include the term which may be provided by an option of renewal. No mortgage loan upon such lease shall be made or acquired by a savings bank unless the terms thereof shall provide for amortization payments to be made by the borrower on the principal thereof in amounts sufficient to completely amortize the loan within a period of sixty-six and two-thirds per cent of the unexpired term of the lease, which term shall not include the term which may be provided by an option of renewal.

6 Guaranteed Portion of Loan Excluded. Amend paragraph III of RSA 387:4 by adding at the end of said paragraph the following new sentence: (In determining whether a loan

exceeds the authorized percentage of value of such equipment, furnishings and machinery, no consideration shall be given to that portion of such loan which is guaranteed by the state of New Hampshire under RSA 162-A:14-aa.) so that said paragraph as amended shall read as follows: **III. EQUIPMENT, MACHINERY AND FURNISHINGS ON NEW HAMPSHIRE REAL ESTATE.** Those directly secured by first mortgage on (1) equipment of the types which are accepted for mortgage by the Federal Housing Commissioner and which is declared by the mortgagor to have been affixed to and become a part of the real estate, or (2) equipment, furnishings or machinery of a commercial nature; provided, that the value of such equipment, furnishings or machinery be appraised in accordance with paragraph I of this section separately from the real estate on which it stands and that the part of a loan based upon such equipment, furnishings or machinery shall not exceed thirty-three and one-third per cent of the value of such equipment, furnishings or machinery, and further provided that such equipment, furnishings or machinery be installed on real estate located within this state and that such real estate is also subject to the same mortgage, in accordance with paragraph I of this section, the value of which real estate provides security for not less than seventy-five per cent of the loan. The equipment, furnishings or machinery so mortgaged shall be revalued in the same manner as above at intervals of not more than two years so long as they are mortgaged to the corporation. In determining whether a loan exceeds the authorized percentage of value of such equipment, furnishings and machinery, no consideration shall be given to that portion of such loan which is guaranteed by the state of New Hampshire under RSA 162-A:14-aa.

7 Farmers Home Administration. Amend paragraph V of RSA 387:4 by striking out said paragraph and by inserting in place thereof the following: **V. Loans Insured by the United States Government through the Secretary of Agriculture.** Those secured by mortgage on real estate within the United States without respect to the value of such real estate if the Secretary of Agriculture has insured, or made commitment to insure, such notes or bonds, provided the laws of the United States entitle the mortgagee to receive payment of such insurance in cash.

8 Other Mortgages. Amend paragraph VI of RSA 387:4 (supp) as amended by 1955, 214:14, by striking out said para-

graph and inserting in place thereof the following: VI. Other Real Estate. Those directly secured by first mortgage on real estate situated without this state and those states contiguous to it, but entirely within the United States, which at the time of such investment is improved, occupied and productive; and no such investment shall be in a loan that exceeds fifty per cent of the value of the real estate by which it is secured, unless the loan is further secured by a guaranty satisfactory to the commissioner, in which case it shall not exceed seventy per cent of the value of the real estate by which it is secured. In determining whether any loan exceeds the above specified percentage of the value of the real estate, no consideration shall be given to (1) that portion of the obligation which is guaranteed by the Administrator of Veterans Affairs under Title III of the Servicemen's Readjustment Act of 1944 as amended from time to time, or (2) an obligation wholly guaranteed under such title, or (3) that portion of any loan or obligation which the Small Business Administration has unconditionally agreed to purchase. A bank shall not be restricted to the above authorized percentage on a loan secured by property which the borrower is purchasing from the bank. The provisions of this paragraph shall not apply to bonds of railroads, utilities, water companies or telephone and telegraph companies. No loan shall be made under this paragraph VI upon real estate situated outside New England except through or from mortgagees designated as approved by the Federal Housing Administration, or except through or from an individual, partnership, association or corporation duly registered as a dealer in securities in this state, nor except upon written application showing the date, name of applicant, amount asked for and security offered.

9 Installment Contracts for Real Estate. Amend RSA 387:5 by adding after paragraph III-a the following new paragraph: III-b. Assigned installment contracts for the sale of real estate, purchased from the Administrator of Veterans Affairs, and fully guaranteed by him in accordance with federal law.

10 Punctuation. Amend paragraph III of RSA 387:6 by inserting a semi-colon in place of a comma after the words, United States, so that the paragraph as amended shall read as follows: III. Other States; Certain Municipalities. The authorized bonds or notes of any state or territory of the United States; and of any city of the States of Maine, Vermont, Massachusetts, Rhode Island, Connecticut or New York, whose net indebtedness does

not exceed seven per cent of its assessed valuation; or of any other municipality in said states whose net indebtedness does not exceed five per cent of such valuation.

11 Bank Notes. Amend paragraph I of RSA 387:13 by striking out said paragraph and inserting in place thereof the following: I. New Hampshire Banks. The capital stock of any banking or trust company, or the special deposits of any guaranty savings bank incorporated under the laws of this state and doing business therein, and the capital notes and the capital stock of any national bank in this state; but the amount of such notes or stock or special deposits held by any savings bank as an investment and as collateral for loans shall not exceed one-fourth of the total capital notes and capital stock of such banking or trust company or guaranty savings bank or national bank.

12 Capital Notes. Amend RSA 387:13 by inserting after paragraph II the following new paragraph: III. Capital Notes. The capital notes of any of the other banks described in paragraph II hereof provided the capital stock of such bank is a legal investment.

13 Holding Companies. Amend RSA 387:13 by inserting at the end thereof the following new paragraph: IV. Bank Holding Companies. The capital stock of bank holding companies which are registered with the Board of Governors of the Federal Reserve System under Title 12, United States Code, Chapter 17.

14 Removal of Commission. Amend RSA 387:14 by striking out said section and inserting in place thereof the following: 387:14 Investment Trust Shares. The following described securities are legal investments: The shares of any management type investment company or investment trust which is registered as an "open-end company" under the Federal Investment Company Act of 1940 as from time to time amended and which is also authorized for sale by the Insurance Commissioner of the State of New Hampshire, if said company or trust (a) shall have been in existence for at least ten years, and (b) shall have net assets of not less than ten million dollars at the date of purchase, and (c) shall have outstanding no bonds, debentures, notes or other evidences of indebtedness or any stock having priority over the shares being purchased either as to distribu-

tion of assets or payment of dividends, and (d) shall have paid annual dividends from investment income in each of the ten years next preceding said purchase, and (e) during each of the two years next preceding said purchase shall not have made any distribution from realized capital gains except during (1) the last quarter of the Federal taxable year of said company or trust and/or (2) such further period after the close of such taxable year as is permitted under Section 362 of the Federal Internal Revenue Code, as from time to time amended, for use by said company or trust by way of reduction of its tax; provided, however, that the total amount of such shares which may be held by any savings bank as an investment and as collateral security for loans shall not exceed five per cent of the total assets of such investment company or investment trust.

15 Federal Agency Obligations. Amend RSA 387:16 (supp) as amended by 1955, 214:10 by inserting at the end thereof the following new paragraph: VI. Obligations of Federal Agencies. (1) The authorized notes, debentures or other obligations of the Export-Import Bank of Washington. (2) Other authorized notes, debentures or other obligations of any federally-chartered corporation which is an agency of the United States, which are designated by written ruling of the bank commissioner.

16 Effective Date. This act shall take effect sixty days after its passage.

* * *

On motion of Rep. Bigelow reading of the amendment was dispensed with.

Rep. Bigelow explained the amendment.

On motion of Rep. Bigelow the House concurred in the Senate amendment.

RESOLUTIONS

Rep. Gerber and Rep. Sadler of Portsmouth, for the Portsmouth Delegation, offered the following Resolutions:

Whereas, Patrolman Carl A. Ward of the Portsmouth Police Department put his life in jeopardy and demonstrated unusual bravery in a selfless act of heroism by jumping into

the North Mill Pond in an attempt to save the life of a drowning boy, therefore be it

Resolved, That we, the Members of the House of Representatives in General Court convened, do hereby highly commend Patrolman Ward for his courage and devotion to his duty to protect the people in his care, and be it further

Resolved, That a copy of these Resolutions be transmitted to Patrolman Carl A. Ward.

* * *

Resolutions adopted by vv.

Reps. Maloomian and Robert Brown offered the following resolution:

RESOLUTIONS

Whereas, in 1959 the Congress of the United States voted to proclaim July 18 to July 24 of that year as Captive Nations Week and to authorize the President to set apart a day in July in each year to be known as Captive Nations Day, and

Whereas, many captive nations have fallen to the hand of communism and until they have been freed from the bonds of tyranny we shall celebrate this day, therefore be it

Resolved, that we, the Members of the New Hampshire House of Representatives in General Court convened, do hereby pledge ourselves as opposed to oppression and to the furtherance of helping all such captive nations until they have regained their freedom.

* * *

Resolution adopted by vv.

Reps. James A. Sweeney, Emmett J. Grady, Edward J. Grady, Hurley, and Belanger offered the following resolution:

RESOLUTIONS

Whereas, we are sorry to learn of the illness of Representative Alfred A. Bergeron and his confinement to the Moore General Hospital, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, extend our sympathy to Mr. Bergeron in his illness and our best wishes for a speedy recovery, and be it further

Resolved, that a copy of these Resolutions be transmitted to Mr. Bergeron.

* * *

Resolutions adopted by vv.

Reps. Merrill and Lucina Dulac offered the following resolution for the Lebanon Delegation:

RESOLUTION

Whereas, we have learned with sorrow of the death of J. Daniel Porter, former Representative from Plainfield, and

Whereas, Mr. Porter served his community faithfully and with efficiency, therefore be it

Resolved, that we, the Members of the House of Representatives in General Court convened, do hereby extend our sympathy to the family of Mr. Porter, and be it further

Resolved, that a copy of these Resolutions be transmitted to his widow, Mrs. Marion Porter.

* * *

Resolutions adopted by vv.

* * *

The Chair announced that Rep. Levesque recently took his Pilgrims Degree L. O. O. M. the only member having attained that distinction in the city of Nashua.

* * *

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon, to be in order at the present time, and that third reading of bills be by title only and that when the House

adjourns today it be to meet tomorrow morning at 11:00 o'clock.

AFTERNOON SESSION THIRD READINGS

HB 779

authorizing the trustees of the Cheshire County Savings Bank to elect more than one vice president.

HB 684

relative to school building aid.

HB 336

to increase the penalties for misrepresentation of age and possession of alcoholic beverages by minors.

HB 371

permitting the sale of beverages by restaurants on election days.

* * *

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed.

SB 151

to extend the amount and repayment time of loans and to provide for unsecured loans for any purpose made by cooperative banks and building and loan associations.

SB 191

increasing the number of incorporators of the Manchester Savings Bank.

SB 188

extending certain tax exemptions to veterans and widows of veterans of Korea and Viet Nam.

RECONSIDERATION

Rep. Sawyer moved that the House reconsider its vote whereby it passed SB 188 and spoke against the motion.

Motion lost by vv.

* * *

On motion of Rep. Blanchette the House adjourned at 2:01 P. M.

Tuesday, June 13

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain Jon K. Gray of the First Church of the Nazarene, Concord, N. H.

Our Father and our God, we praise Thee this morning for the privilege of prayer. We thank thee for the measure of health and strength that is ours. We thank Thee for thy son Jesus, who died that we might have life, and have it more abundantly.

We ask thy continual blessing upon those here this day. Bless those who are making the supreme sacrifice for their country this day. Bless these who stand here before us. Grant to each love, joy, peace, longsuffering, and patience. And we would ask as the Psalmist of long ago, "Let the words of our mouth, and the meditation of our heart be acceptable in thy sight, oh Lord, my strength and my Redeemer." Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Thomas Manning led the Convention in the Pledge of Allegiance to the Flag.

INTRODUCTION OF SPECIAL GUESTS

The Chair introduced the following as special guests of the Joint Convention today: Three members of the famous Blue Angels, Chief Roger Paradise of Manchester, Lt. Loney of Iowa and Lt. Clarence Hubbard of Las Vegas, Nevada. Lt. Hubbard addressed the Convention briefly.

On motion of Senator English from the 11th District, the Convention rose.

HOUSE
INTRODUCTION OF GUESTS

A group of students from the Lakeport School, courtesy of Reps. Foster and Stafford.

Mrs. Douglas Dutilley and son Curt, daughter and grandson of Rep. Spaulding.

A group of students from the Sacred Heart Grammar School in Lebanon, courtesy of Reps. Lucina Dulac and Roger Duhaime.

Mrs. John R. Murphy, mother of Rep. Murphy.

A group of Girl Scouts from Claremont, courtesy of Rep. Spaulding.

The 3rd, 4th, 5th and 6th grades from New Castle, courtesy of Rep. McDonough.

Mr. and Mrs. A. C. Rubins of North Miami, Florida, courtesy of Rep. Rubins.

Mr. Wesley Thomas, son-in-law of Rep. Sheldon Barker.

Carlos K. Turado of Panama, Cipriano Lopez Henad, Guillermo Leonch and Raul Nino Guerrerd of Colombia. These young men are here to attend college in September.

LEAVES OF ABSENCE

Rep. Hartigan was granted leave of absence for the day on account of illness.

Rep. Cone was granted leave of absence for the day on account of important business.

Rep. Hoar was granted leave of absence for Tuesday, Wednesday and Thursday on account of important business.

ENGROSSED BILLS COMMITTEE REPORT

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bill and Senate Bill:

HB 237

relative to salaries of the sheriff and one deputy sheriff of Belknap county.

SB 153

to authorize a cooperative bank or building and loan association to pay charges against real estate on which it holds a mortgage.

Idanelle Moulton, for the Committee.

COMMITTEE REPORTS

HB 552

establishing a minimum salary for public school teachers.
Rep. Raiche for Education.

AMENDMENT

Amend the bill by inserting after section 5 the following new section:

6 Appropriation. To provide funds for the grants to be made hereunder, there is hereby appropriated the sum of one million and fifty thousand dollars for the fiscal year ending June 30, 1968, and a like sum is hereby appropriated for the fiscal year ending June 30, 1969. The sums hereby appropriated shall be a charge upon the general fund, and the governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated. If in either year of the biennium the amount appropriated for such grants shall be insufficient therefor, the state board of education shall apportion the appropriation proportionately among the several school districts and supervisory unions. Any amounts not distributed in the first year of the biennium may be distributed in the second year, if required fully to implement the aid to be paid in that year.

Further amend by renumbering sections 6 and 7 to read 7 and 8 respectively.

* * *

Amendment adopted by vv.

Rep. Schwaner moved that further consideration of HB 552 be indefinitely postponed and spoke in favor of the motion.

Rep. O'Neil spoke against the motion.

(discussion ensued)

Reps. Twardus, Williamson and Putnam spoke in favor of the motion.

(discussion ensued)

Reps. Christie, Shirley Clark and Stephen Smith Sr. spoke against the motion.

(discussion ensued)

RECESS

AFTER RECESS

The question being on the motion that HB 552 be indefinitely postponed.

Reps. Gorham, Kimball and Stevenson spoke in favor of the motion.

(discussion ensued)

Reps. Saggiotes, Robert Brown, Raiche and Sherman spoke against the motion.

(discussion ensued)

Reps. Bradley, Greene, Brungot, Guild, Angus, Pickett and Cobleigh spoke against the motion.

Rep. Arthur Bouchard moved the previous question and it was sufficiently seconded.

The question now being shall the main question now be put.

Motion adopted by vv.

The question now being on the motion that further consideration of HB 552 be indefinitely postponed.

Rep. McQuade requested the yeas and nays, seconded by Rep. Raiche.

ROLL CALL

YEAS — 91

STRAFFORD COUNTY: Winkley, Young, Colbath.

SULLIVAN COUNTY: Mackintosh, Cambell, Spaulding, Frizzell, Galbraith, Merrifield, Williamson.

BELKNAP COUNTY: Piper, Watson, Chamberlain, Kenneth W., Sr., deBlois, McCarthy, Head.

CARROLL COUNTY: Howard, Remick, Davis, Dorothy W.

CHESHIRE COUNTY: Forbes, Bennett, Jennie B., Johnson, Elmer L., Keating, Smith, Robert A.

COOS COUNTY: Huggins, Thurston.

GRAFTON COUNTY: Gardner, Van H., Stevenson, Tilton, Berringer, Anderson, Fayne E., Smith, Manson B., Beard, Putnam, Ellms, Morse, Bell, Willey.

HILLSBOROUGH COUNTY: Edwards, Sterling, Davis, Donald C., Fortin, Heald, Philip C., Jr., Warren, Coburn, Roscoe N., Brocklebank, Bednar, Keenan, Keeney, Peabody, Loxton, Mahony, Manning, Thomas E., LeClerc, Belanger, Allard, Daniel, Rousseau, Soucy, Charles A., Vachon.

MERRIMACK COUNTY: Maxwell, Hanson, Mousseau, Kopperl, Thompson, Doris L., Kelley, Bork, Henry, Howland, Maxham.

ROCKINGHAM COUNTY: Fernald, Persson, Griffin, Brown, Paul E., Gay, Charles H., Gorham, Kimball, White, George W., Sr., Palmer, Schwaner, Spollett, Cummings, Everett, Underwood, Goodrich, Sewall, Twardus, Barker, Nelson E., Collishaw, Hamel, Weeks, Jameson.

NAYS — 256

STRAFFORD COUNTY: Dawson, Canney, Drew, Moulton, Berry, Clark, Shirley M., Cochrane, Crouch, Tirrell, Marcotte, Maloomian, Habel, Chasse, Coffin, Boire, Fournier, Rolfe, Rubins, Vickery, Beaudoin, Johnson, Harry S., Balomenos, Blanchette, Leighton, Nelson, Bernard, Guilmette, Mudgett, Murphy, McQuade, Parnagian, Richardson, Maglaras.

SULLIVAN COUNTY: Logan, Gaffney, Prudhomme, Angus, Nahil, Barrows, D'Amante, Cummings, Maurice H., Downing, Saggiotes, Wright, Herbert H.

BELKNAP COUNTY: Urie, Allan, Stuart B., Joslyn, Randall, Guild, Roberts, George B., Dearborn, Normandin, Prescott, Dulac, Lucien R., Foster, Stafford.

CARROLL COUNTY: Davis, Esther M., Hayes, Chamberlain, Leslie M., Claffin, Fox.

CHESHIRE COUNTY: Ballam, Spitzli, Churchill, Trowbridge, Yardley, Austin, Bussiere, McGinness, Allen, James F., Dunham, Hackler, MacFarlane, O'Neil, Webster, Pollock, Saunders, Gutterson, Heald, Cleon E., MacKenzie, Barker, Sheldon L., Moran, Pickett.

COOS COUNTY: Marsh, Noyes, Bushey, Hunt, Manning, A. George, Drake, Sherman, Lloyd G., O'Hara, Oleson, Dubey,

Fortier, Sullivan, Desilets, York, Elmer H., Brungot, Lemire, Williams, Bouchard, Arthur A., Gagnon, Emerson.

GRAFTON COUNTY: Frazer, Bennett, Phil A., McMeekin, Park, Manchester, Scott-Craig, Merrill, Whipple, Plumer, Pryor, Smith, Stephen W., Sr., Bradley.

HILLSBOROUGH COUNTY: Sawyer, Barnard, Bartlett, Knight, Weilbrenner, Colburn, Marjorie D., Brown, Robert C., Karnis, Carter, Ferguson, Bragdon, Christie, Bridges, Bouchard, Maurice L., Wallin, Barker, Helen A., Burnham, Cobleigh, Belcourt, LaPlante, Lesage, Mason, Reynolds, Desmarais, Poliquin, Chamard, Dionne, John B., Sweeney, Edmund P., Boisvert, Levesque, Dion, Robert A., Dubois, Lavallee, Bissonnette, Latour, Gallagher, Cares, Cox, Graf, Wiggin, Ainley, Gordon, Charles F., Milne, Pettigrew, Soucy, Emile J., Ackerson, Barrett, Gardner, William J., Montplaisir, Bruton, Dion, Leo L., Duhaime, Armand L., Pratt, Cullity, McDermott, Corey, Clancy, Conway, Healy, O'Connor, Thibeault, LaFrance, Martel, Albina S., Champagne, Chevrette, Delisle, Raiche, Derome, Walsh, Michael P., Grady, Edward J., Sweeney, James A., Normand, Capistran, Levasseur, Nalette, Lambert, Burke, Grady, Emmett J.

MERRIMACK COUNTY: Sherman, Kenneth L., Bigelow, Gile, Reddy, Enright, Gamache, Gordon, George E., Kersting, Stevens, Buatti, Gilman, Greeley, Laroche, Mattice, Thompson, Arthur E., Cate, York, Edward H., Davis, Alice, Dame, Walter B., Sanders, Babineau, Fuller, Newell, Roby.

ROCKINGHAM COUNTY: Tuttle, Gaskill, Hall, Stratton, Tarbell, Barron, Gelt, Morrill, Morrison, Peever, Sayer, Clark, Ernest D., Landrigan, Eastman, Ferron, Junkins, Varrill, Crossland, Cheney, George L., Barnes, Casassa, Shindledecker, Leavitt, Ciborowski, Greene, McDonough, Keefe, Maynard, McEachern, Archie D., Conlon, Quirk, Sadler, Dame, C. Cecil, McEachern, Joseph A., Osborn, White, Julia H., Bowlen, Rossley.

PAIRS

Rep. Foss voting Yes paired with Rep. Cone voting No.

Rep. John L. Welch voting Yes paired with Rep. Ratoff voting No.

Rep. Chris K. Andersen voting Yes paired with Rep. Vallee voting No.

Motion to indefinitely postpone was lost. The Chair referred HB 552 to the committee on Appropriations under the Rules.

HB 711

authorizing school boards to recognize unions for collective bargaining purposes. Rep. Berry for Education. That it be referred to Legislative Council.

Resolution adopted by vv.

HB 543

relative to a budget committee for the Newfound Area School District. Rep. Greene for Education. Ought to pass with amendment.

AMENDMENT

Amend said bill by striking out section 1 and inserting in place thereof the following:

1 Newfound Area School District. Upon application of ten voters of the Newfound Area Cooperative School District the school board of said cooperative district shall insert in the warrant for the annual school district meeting an article calling for a consideration of the establishment of a budget committee for said school district under the provision of RSA 195:12-A. If the article is adopted by said meeting the action shall be effective for the next subsequent annual meeting. Voting on said article shall be by secret ballot, prepared by the school district clerk, and the voting shall be held at the place where the annual cooperative meeting is being held. At said meeting the polls shall be open for voting on said article from two p.m. in the afternoon to eight o'clock in the evening.

Further amend said bill by striking out sections 2 and 3 and inserting in place thereof the following:

2 Effective Date. This act shall take effect upon its passage.

* * *

Amendment adopted, ordered to third reading by vv.

HB 720

authorizing school districts to provide life and health insurance for their employees. Rep. Berry for Education. Ought to pass.

Rep. Morrison moved that HB 720 be indefinitely postponed and spoke in favor of the motion.

Reps. Stratton and O'Neil spoke against the motion.

(discussion ensued)

Rep. Ciborowski spoke in favor of the motion.

On a vv the Chair was in doubt and requested a division.

126 members having voted in the affirmative and 160 members having voted in the negative, the motion to indefinitely postpone was lost.

Ordered to third reading by vv.

Rep. Williamson wished to be recorded as abstaining from voting under Rule 16.

* * *

HB 745

abolishing the state racing commission and creating a state running horse racing commission and a state harness horse commission. Rep. Van Gardner for Executive Departments and Administration. Inexpedient to legislate.

Resolution adopted by vv.

HB 764

to close down the farm operations at the state industrial school. Rep. Helen Barker for Executive Departments and Administration. Ought to pass.

Rep. Ciborowski moved that HB 764 be indefinitely postponed and spoke in favor of the motion.

Reps. Shirley Clark, Stevens and Morse spoke against the motion.

(discussion ensued)

Motion lost by vv.

Ordered to third reading by vv.

HB 303

making appropriation for law enforcement for fish and game department. Rep. Huggins for Fish and Game. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Fish and Game Department. In addition to the fish and game fund and any other monies appropriated by the legislature for the fish and game department, there is hereby appropriated the sum of one hundred thousand dollars for each of the fiscal years ending June 30, 1967 and June 30, 1969 for the purpose of paying salaries of the members of the law enforcement division and to hire additional conservation officers and to purchase equipment for the fish and game department. The governor is hereby authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

* * *

Amendment adopted; referred to Appropriations under the Rules.

SB 127

adopting the revised uniform federal tax lien registration act. Rep. Capistran for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 134

authorizing non-profit voluntary corporations to provide legal services. Rep. Gorham for Judiciary. Ought to pass.

Ordered to third reading by vv.

SB 185

relative to unclaimed shares in estates of less than twenty-five dollars. Rep. Bingham for Judiciary. Ought to pass.

Ordered to third reading by vv.

HB 648

repealing provisions of law relative to off-sale permits for the sale of alcoholic beverages. Rep. Collishaw for Liquor Laws. Inexpedient to legislate.

Resolution adopted by vv.

HB 709

relative to the holding of public dancing. Rep. Blanchard for Liquor Laws. Ought to pass.

Rep. Fortier moved that further consideration of HB 709 be indefinitely postponed and spoke in favor of the motion.

Rep. Collishaw spoke against the motion.

(discussion ensued)

Rep. Angus moved that HB 709 be recommitted to the committee on Liquor Laws and spoke in favor of the motion.

Rep. Vachon spoke in favor of the motion.

Reps. Stratton, Capistran and Maloomian spoke against the motion.

Rep. Angus withdrew his motion to recommit HB 709.

The question now being on the motion that further consideration of HB 709 be indefinitely postponed.

Reps. Brungot and Alice Davis spoke in favor of the motion.

Motion adopted by vv.

SB 14

authorizing the liquor commission to authorize the sale of liquor and beverages on certain holidays and election days. Rep. Collishaw for Liquor Laws. Ought to pass with amendment.

AMENDMENT

Amend 177:2-a as inserted by section 1 of the bill by inserting after the word "fourth" in line five the words (Labor Day, Veterans' Day) so that said section as amended shall read: 177:2-a Holiday Opening. The authority of the liquor commission to make rules and regulations relative to sale of liquor shall include the right to provide that state stores may be open for business on any legal holiday except January first, May thirtieth, July fourth, Labor Day, Veterans' Day, Thanksgiving day whenever appointed and Christmas Day.

* * *

At the request of Rep. George Roberts, Rep. Collishaw explained the bill.

Rep. Nahil moved that further consideration of SB 14 be indefinitely postponed and spoke in favor of the motion.

Rep. Christie moved that SB 14 be made a special order for 11:01 Wednesday next and spoke in favor of the motion.

(discussion ensued)

Rep. George Roberts spoke against the motion.

Rep. Collishaw spoke in favor of the motion.

Motion lost by vv.

The question now being on the motion that SB 14 be indefinitely postponed.

Motion adopted by vv.

HB 198

relative to the salary of the sheriff of Strafford county. Rep. Shirley Clark for the Strafford County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the words "sixty days after passage" and inserting in place thereof the word and figures (January 1, 1968) so that said section as amended shall read:

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Amendment adopted; ordered to third reading by vv.

HB 458

increasing the salary of the Strafford county treasurer. Rep. Habel for the Strafford County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the word and figures "July 1, 1967" and inserting in place thereof the word and figures (January 1, 1968) so that said section as amended shall read:

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Amendment adopted, ordered to third reading by vv.

HB 459

increasing the salary of the Strafford county commissioners. Rep. Corriveau for the Strafford County Delegation. Ought to pass with amendment.

AMENDMENT

Amend section 2 of the bill by striking out the word and figures "July 1, 1967" and inserting in place thereof the word and figures (January 1, 1968) so that said section as amended shall read:

2 Effective Date. This act shall take effect January 1, 1968.

* * *

Amendment adopted, ordered to third reading by vv.

HB 580

relative to the amount of fees to be collected by the register of deeds for Strafford county. Rep. Shirley Clark for the Strafford County Delegation. Inexpedient to legislate.

Resolution adopted by vv.

HB 143

relative to the salary of the register of deeds for Strafford county. Rep. Crouch for the Strafford County Delegation. Ought to pass with amendment.

AMENDMENT

Amend the title by inserting after the words "salary of" the words (and amount of fees to be collected by) so that the title as amended shall read:

An Act

relative to the salary of, and amount of fees to be collected by, the register of deeds for Strafford county.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Register of Deeds, Strafford county. Amend RSA 478:18 by striking out the same and inserting in place thereof the following new sections:

478:18 Salary. The register of deeds for Strafford county shall receive an annual salary of eight thousand, five hundred dollars paid by the county of Strafford.

478:18-a Receipts. The said register of deeds shall pay over monthly to the county treasurer all fees received by him as such register.

478:18-b Assistants. The said register of deeds is authorized to employ such assistants as may be required. The number of such assistants and the salaries to be paid such assistants shall be determined by the executive committee of the county delegation. The salaries of such assistants and any other expenses of the office of said register of deeds shall be paid by the county of Strafford.

478:18-c Register of Deeds, Fees. The register of deeds for the county of Strafford shall charge the following fees for documents recorded in, or services rendered by, his office:

I. For recording deeds, mortgages, leases, agreements, attachments, and like documents, three dollars for the first recorded page, plus two dollars for each additional recorded page. However, if the instrument contains the names of more than one grantor and one grantee an additional fee of fifty cents shall be charged for indexing the names of each additional grantor or grantee.

II. For recording discharge of real estate attachment, or marginal assignment, release or discharge of real estate mortgage, two dollars.

III. For each transfer furnished pursuant to section 14, fifty cents.

IV. For recording plans, five dollars for the first two hundred square inches thereof with one dollar for each additional one hundred square inches or part thereof.

V. For copying any document, the price to be established and posted by the register of deeds.

VI. The officer making an attachment of real estate shall, at the time of making it, pay to the register of deeds three dollars for the first recorded page, plus two dollars for each additional recorded page, which shall be in full for his services in receiving and filing the copy, certifying the time of receiving

it, and entering the attachment upon the index; and the register shall be paid two dollars for recording the discharge of such attachment.

VII. When an attachment upon real estate is dissolved, or the levy thereunder is defeated, the plaintiff or his attorney, upon request, shall give to the defendant or owner of the land a discharge thereof, and the defendant or owner of the land, within thirty days after such attachment is dissolved or levy thereunder defeated, shall cause the discharge to be recorded in the office of the register of deeds, and shall pay the register two dollars for making such record.

VIII. An officer making a levy against real estate not attached shall pay to the register of deeds three dollars for the first recorded page plus two dollars for each additional recorded page for his fees and shall be entitled to the same fees for travel and copy as in the case of an attachment of real estate, all of which shall be returned upon the execution.

IX. Notwithstanding the provisions of RSA 454:5, the register of deeds and all town clerks in the county of Strafford shall be entitled to a fee of three dollars for the first recorded page, plus two dollars for each additional recorded page for the entry and recording of such notices of tax liens and two dollars for the entry and recording of the discharge thereof.

2 Application of Statutes. The provisions of RSA 478:17 relative to fees for register of deeds, and the provisions of RSA 454:5, 511:6, 8 and 529:31 relative to the fee to be paid to the register of deeds shall not apply to the register of deeds for Strafford county.

3 Effective Date. This act takes effect on January 1, 1968.

* * *

Amendment adopted, ordered to third reading by vv.

HB 672

relating to equipment of motorcycles and equipment of operators and passengers. Rep. Mattice for Transportation. Ought to pass with amendment.

AMENDMENT

Amend section I of the bill by striking out the same and inserting in place thereof the following:

1 Equipment of Motorcycles, Their Operators and Passengers. Amend RSA 263 by inserting after section 29 as amended by 1965, 207:3 the following new subdivision:

Motorcycles

263:29-a Handle Bars or Grips. No person shall operate on a public highway a motorcycle on which the handle bars or grips are more than fifteen inches higher than the seat or saddle for the operator. It shall be illegal to operate a motorcycle with improvised, defective or repaired handle bars.

263:29-b Protective Headgear. No person shall operate or ride upon a motorcycle unless he wears protective headgear of a type approved by the director. Such headgear shall be equipped with either a neck or chin strap. The director is hereby authorized and empowered to adopt and amend regulations covering the types of protective headgear and the specifications therefor and to establish and maintain a list of approved headgear which meet the specifications as established hereunder.

263:29-c Eye and Face Protection. The operator of a motorcycle who does not require or wear prescription glasses while operating such vehicle shall wear goggles or a face shield of a type approved by the director. The operator of a motorcycle whose license requires him to wear prescription glasses or who wears such glasses while operating such vehicle shall wear a face shield of a type approved by the director. The director is hereby authorized and empowered to adopt and amend regulations covering types of goggles and face shields and the specifications therefor and to establish and maintain a list of approved goggles and face shields which meet the specifications as established hereunder. The provisions of this section shall not apply to the operator of a motorcycle equipped with a wind screen meeting specifications established by the director. The director is hereby authorized to adopt and amend regulations covering types of wind screens and specifications therefor.

263:29-d Carrying Packages. No person operating a motorcycle shall carry any packages, bundles, or articles which prevent the operator from keeping both hands on the handle bars.

263:29-e Two Motorcycles in Single Lane. No more than two motorcycles shall be operated side by side in a single lane.

263:29-f Penalties. Any person convicted of a violation of

any provision of this subdivision shall be subject to the general penalty provided by RSA 262:28.

* * *

Amendment adopted, ordered to third reading by vv.

HB 683

requiring the division of public health services to make recommendations to the director of motor vehicles with reference to medical aspects of licensing, enforcement, and accident investigation. Rep. A. George Manning for Transportation. Ought to pass.

Ordered to third reading by vv.

HB 703

providing reflectorized number plates for motor vehicles. Rep. Hamel for Transportation. Inexpedient to legislate.

Rep. Canney moved that the words, ought to pass, be substituted for the words, inexpedient to legislate, and spoke in favor of the motion.

Rep. Hamel moved that further consideration of HB 703 be indefinitely postponed and spoke in favor of the motion.

Rep. Stafford spoke against the motion.

(discussion ensued)

Rep. Stephen Smith spoke in favor of the motion.

Rep. Lloyd Sherman spoke in favor of the motion.

The question now being on the motion to indefinitely postpone.

Motion lost by vv.

Rep. Stratton requested a division.

176 members having voted in the affirmative and 96 in the negative, the bill was indefinitely postponed.

HB 739

to require that parked cars be parked with their right wheels at the right side of the traveled portion of the highway. Rep. Moulton for Transportation. Ought to pass.

At the request of Rep. Gorham, Rep. Stephen Smith explained the bill.

Ordered to third reading by vv.

HB 731

relating to tax exemption on real property to blind persons sixty-five years of age. Rep. Brocklebank for Ways and Means. Ought to pass with amendment.

AMENDMENT

Amend the bill by striking out section 1 and inserting in place thereof the following:

1 Tax Exemption. Amend RSA 72:37 (supp) as amended by 1957, 299:1 by striking out the section and inserting in place thereof the following: 72:37 Exemption for the Blind. Every inhabitant up to the age of sixty-five years who is legally blind as determined by the state department of welfare shall be exempt each year from taxation upon his or her residential real estate to the value of one thousand dollars, provided the value of such residential real estate in this state as assessed by the selectmen does not, exclusive of bona fide encumbrances of record thereon, exceed ten thousand dollars. Provided that every such inhabitant sixty-five years of age and over shall be granted such exemption regardless of the amount of his equity in his residential real estate. The term "residential real estate" as used herein shall mean the same as defined in RSA 72:29. All applications made under this section shall be subject to the provisions of RSA 72:33 and 72:34.

* * *

Rep. Angus explained the amendment.

Amendment adopted, ordered to third reading by vv.

HB 760

imposing tax on cable antenna television systems. Rep. Maloomian for Ways and Means. Inexpedient to legislate.

Rep. Angus explained the Resolution of the committee.

Rep. MacFarlane moved that HB 760 be laid on the table.

Motion lost by vv.

The question now being on the resolution by the committee.

Rep. MacFarlane moved that the words, ought to pass, be substituted for the words inexpedient to legislate and spoke in favor of the motion.

Rep. Maloomian moved that further consideration of HB 760 be indefinitely postponed.

Rep. Brungot spoke in favor of the motion.

At the request of Rep. Hackler, Rep. Angus answered a question.

Motion to indefinitely postpone was adopted by vv.

HJR 81

in favor of Letendre Funeral Service, Inc.

Rep. MacFarlane called for the special order on HJR 81.

Reps. Jameson and Lambert explained the Resolution.

Ordered to third reading by vv.

* * *

HB 432

providing that all school districts receive the same school building aid.

Rep. O'Neil moved that HB 432 be recalled from the Senate.

Motion adopted by vv.

HB 395

to provide for an immediate hearing on temporary restraining orders in a divorce libel.

Rep. Spitzli moved that HB 395 be recalled from the Secretary of State and spoke in favor of the motion.

Motion adopted by vv.

SENATE MESSAGE INTRODUCTION OF SENATE BILLS

Senate bills with the following numbers and titles, having passed the Senate and in the passage of which it asks the concurrence of the House of Representatives, were read a first and second time and referred to committee as follows:

SB 144

to prevent the unauthorized practice of law. To Judiciary.

SB 155

relative to manner of serving terms of imprisonment. To Judiciary.

SB 198

raising the age of capability of contracting a valid marriage. To Judiciary.

SB 10

establishing a run-off primary for certain offices. To Exec. Dept. and Educ.

* * *

The Senate refuses to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 604

providing compensation and mileage for members attending county conventions.

HB 429

relative to the use of Kancamagus highway in winter.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

HCR 14

relating to expansion of highway systems.

* * *

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

HB 546

relative to fees for a motor vehicle used exclusively as a bus for transportation of minors to functions of non-profit organizations.

HB 596

to repeal provisions authorizing summer motor vehicle license plates.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 182

increasing fees for sheriffs and deputy sheriffs.

AMENDMENT

Amend the bill by striking out all after the enacting clause and insert in place thereof the following:

1 Sheriffs and Deputy Sheriffs. Amend RSA 104:31 as amended by 1957, 123:1 and 1965, 316:2 by striking out the entire section and inserting in place thereof the following new section: 104:31. Fees of Sheriffs and Deputy Sheriffs. The fees of sheriffs and deputy sheriffs shall be as follows:

I. For every service of a writ, three dollars; for every service of a writ of possession, five dollars; for every service of a subpoena, process, notice of execution, two dollars.

II. For every service of a bill, libel or petition, six dollars.

III. For making attachment of personal property, three dollars.

IV. For actual travel to serve any writ, notice, subpoena, process or execution, to be reckoned from the place of service to the residence of the officer, in no case exceeding fifty miles, and for travel to attend any court by the order thereof, to be reckoned from the residence of the officer to the court, each mile, each way, ten cents.

V. For levying executions, on the dollar, for the first hundred dollars levied, four cents; for all above one hundred dollars, and not exceeding five hundred dollars, three cents; for all above five hundred dollars, and not exceeding one thousand dollars, two cents; for all above one thousand dollars, one cent; minimum fee, five dollars.

VI. For each day of any session of the superior court, the sheriff shall receive twenty-two dollars a day; for each day's actual attendance of the superior court by order thereof, each deputy shall receive twenty-two dollars a day; for each day's actual attendance at supreme court by order thereof, the sheriff

and each deputy, twenty-two dollars a day; in addition, the sheriff and each deputy, travelling expense to attend any court; said fees and expenses to be audited and allowed by the court, to be paid out of the county treasury. For attending before a district or municipal court, on trials where his presence is required, each day, five dollars.

VII. For making copies of writs each, one dollar.

VIII. For leaving the copy and return required in the attachment of real estate at the office or the dwelling house of a register of deeds, one dollar.

2 Effective Date. This act shall take effect August 1, 1967.

* * *

On motion of Rep. Morrill the reading of the amendment was dispensed with.

On motion of Rep. Morrill the House concurred in the Senate amendment.

* * *

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

HB 264

to authorize courts to revoke motor vehicle licenses for cause.

AMENDMENT

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1 Motor Vehicle Licenses. Amend RSA 262 by inserting after section 44, as inserted by 1965, 274:2 the following new sections:

262:45 Revocation by Justices. Any justice of a municipal or district court or of a superior court may suspend or revoke any license issued to any person after a conviction of a violation under the provisions of this title after due hearing, for any cause which he may deem sufficient. Upon such suspension or revoca-

tion the justice shall return such license with his findings marked thereon to the director. After such court revocation or suspension the director shall not issue a new license or return the suspended or revoked license until so ordered by the court.

262:46 Appeal. Any person whose license has been suspended or revoked by a municipal or district court justice under the provisions of section 45 may, within fifteen days after such suspension or revocation, appeal therefrom to the superior court in the county where such person resides. The court shall, after hearing, determine whether the appellant is entitled to a license. After such determination the court shall notify the director of such action.

2 Effective Date. This act shall take effect sixty days after its passage.

* * *

On motion of Rep. Spitzli reading the amendment was dispensed with.

On motion of Rep. Spitzli the House non-concurred in the Senate amendment and a committee of conference was appointed as follows: Reps. Capistran, Dubey and Spitzli.

REMARKS

By unanimous consent Rep. Vachon addressed remarks to the House.

* * *

On motion of Rep. Pickett the House adjourned from the morning session.

AFTERNOON SESSION

On motion of Rep. Pickett the Rules of the House were so far suspended as to permit third reading of House bills by title only, and resolutions by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

THIRD READINGS

The following bills and resolutions were read a third time, passed, and sent to the Senate for concurrence:

HJR 81

in favor of Letendre Funeral Service, Inc.

HB 543

relative to a budget committee for the Newfound Area School District.

HB 720

authorizing school districts to provide life and health insurance for their employees.

HB 764

to close down the farm operations at the state industrial school.

HB 198

relative to the salary of the sheriff of Strafford county.

HB 458

increasing the salary of the Strafford county treasurer.

HB 459

increasing the salary of the Strafford county commissioners.

HB 143

relative to the salary of, and amount of fees to be collected by, the register of deeds for Strafford county.

HB 683

requiring the division of public health services to make recommendations to the director of motor vehicles with reference to medical aspects of licensing, enforcement, and accident investigation.

HB 739

to require that parked cars be parked with their right wheels at the right side of the traveled portion of the highway.

HB 731

relating to tax exemption on real property to blind persons sixty-five years of age.

HB 672

relating to equipment of motorcycles and equipment of operators and passengers.

RECONSIDERATION

Rep. A. George Manning, having voted with the majority, moved that the House reconsider its action whereby it passed HB 672 and spoke against the motion.

Motion lost by vv.

* * *

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

SB 127

adopting the revised uniform federal tax lien registration act.

SB 134

authorizing non-profit voluntary corporations to provide legal services.

SB 185

relative to unclaimed shares in estates of less than twenty-five dollars.

* * *

On motion of Rep. Barnard the House adjourned at 6:45 P. M.

Wednesday, June 14

The House met at 11:00 o'clock.

JOINT CONVENTION

Prayer was offered by Guest Chaplain Chas. E. Cook of the First Baptist Church of Concord.

Eternal God, enthroned in glory beyond the heavens, and yet concerning Yourself with the affairs of men, we bless and praise Your Holy Name.

We recognize that you have placed government in the hands of men to exercise their particular skills in carrying out

their duties and responsibilities. We bring to mind the admonition of Thy Written Word, given to us through the Apostle Paul, and pray for all that are in authority.

May Thy Spirit rule in the lives and hearts of each one so that godliness and honesty will be the spirit of counsels and deliberations. May the results of this day's work produce guidance and directives that will promote a quiet and peaceable life in this State and in its relationships to the other States of this Nation.

Forgive our mistakes, and help us to correct them, and instruct us through them to become wiser in the ways of government and godliness.

Thank you for your Son who once lived among men, and can now intercede before your throne for us, for in His Name we pray. Amen.

PLEDGE OF ALLEGIANCE TO THE FLAG

Rep. Fuller led the Convention in the Pledge of Allegiance to the Flag.

TOAST TO THE FLAG

"Toast to the Flag," written by Arthur G. Staples, courtesy of Rep. Bingham, was read by Rep. Pickett in honor of Flag Day.

On motion of Senator Foley from the 24th District the Convention rose.

HOUSE INTRODUCTION OF GUESTS

The Chair introduced the following as guests of the House today:

A group of pupils from the Hooksett Elementary School, courtesy of Rep. Enright.

The 7th Grade children from the Stratham Memorial School accompanied by two of their parents and their teacher, Mrs. Marguerite Scamman, courtesy of Rep. Nelson Barker.

Miss Sandy Bilodeau of Gorham, courtesy of Rep. O'Hara.

Mrs. Peggy Collishaw, wife of Rep. Collishaw of Exeter.

LEAVES OF ABSENCE

Rep. Stafford was granted leave of absence for the day on account of illness.

Rep. Maxwell was granted indefinite leave of absence on account of illness in the family.

Rep. John Wright, Jr. was granted leave of absence for today and Thursday on account of important business.

Rep. O'Neil was granted leave of absence for the day on account of important business.

NOTICE OF RECONSIDERATION

HB 760

imposing tax on cable antenna television systems.

Rep. MacFarlane served notice that today or some subsequent day he would request the House to reconsider their action whereby they indefinitely postponed HB 760.

INTRODUCTION OF BILLS

The following Bills were read a first and second time, laid on the table for printing and referred as follows:

HB 802

to establish a state crime commission. (MacFarlane of Cheshire Dist. 11 — To Executive Departments and Administration)

HB 803

to provide for regulation of rates of insurance companies insuring aircraft. (Milne of Hillsborough Dist. 27 — To Insurance)

HB 804

providing that practicing medicine shall not include the practice of chiropractic. (Andersen of Merrimack Dist. 25 — To Public Health)

HB 805

controlling the use and abuse of drugs. (Stafford of Belknap Dist. 12 and Murphy of Strafford, Dist. 18 — To Judiciary)

HB 806

relative to preparation of the appropriation acts for 1967-68

and 1968-69. (Rules Committee for Rep. Pickett of Cheshire Dist. 17 and Rep. Cobleigh of Hillsborough Dist. 15)

* * *

Rep. Cobleigh moved that the Rules of the House be so far suspended as to dispense with printing, reference to committee and public hearing on HB 806 and that the bill be taken up at the present time, and spoke in favor of the motion.

Reps. Pickett and Moulton spoke in favor of the motion.

Motion adopted by vv.

The clerk read the bill in full.

An Act relative to preparation of the appropriation acts for
1967-68 and 1968-69.

1 Appropriation Acts. Notwithstanding any other provision of laws the appropriation acts for the fiscal years ending June 30, 1968, and June 30, 1969, shall not be engrossed by the secretary of state as provided in RSA 14:8 but a photographic copy of each of said acts shall be made from the original bills and such photographic copies shall be signed by the speaker of the house and president of the senate and presented to the governor for his approval as required by RSA 14:9. Said acts so prepared shall be deemed to have been properly engrossed.

2 Effective Date. This act shall take effect upon its passage.

Motion prevailed by vv.

The bill being on second reading, Rep. Cobleigh moved that the rules be further suspended so as to put HB 806 on third reading and final passage at the present time by title only.

Motion adopted by vv.

THIRD READING

HB 806

relative to preparation of the appropriation acts for 1967-68 and 1968-69, was read a third time, passed, and sent to the Senate for concurrence.

COMMITTEE REPORTS

HB 718

making appropriations for the expenses of certain departments of the state for the year ending June 30, 1968. Rep. Eaton for Appropriations. Ought to pass with amendment.

AMENDMENTS

Further amend section 1 of the bill as follows:

Amend the appropriation For New Hampshire traffic safety commission, by striking out the same and inserting in place thereof the following:

For state coordinator of highway safety:

Personal services:

Permanent	\$15,912
Other	500

Total	\$16,412
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Current expenses	6,193
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Travel:

In state	1,000
Out of state	800

Equipment	1,085
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Other expenditures:

Professional fees	500
Oasi and retirement	900
Blue cross and insurance	150

Total	\$27,040
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Less transfer from highway fund	27,040
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Net appropriation	0
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Further amend the appropriation For board of education: Foundation aid: "State aid to school districts†" by changing the figures, as follows: 3,800,000 changed to 4,000,000. Further amend the appropriation For board of education: "Reorganization incentive aid to cooperative school districts†" by changing the figures as follows: 200,000 changed to 350,000. Further amend the appropriation For board of education: by changing the figures for "Total" as follows: \$8,916,157 changed to

\$9,266,157; and by changing the figures for "Net appropriation for board of education" as follows: \$8,904,657 changed to \$9,254,657.

Amend the appropriation For public works and highways: Legislative specials: N. H. traffic safety commission, by striking out the words "N. H. traffic safety commission" and inserting in place thereof the words, State coordinator of highway safety.

Amend the appropriation For public works and highways: Less estimated revenue and balance, by changing the figures for "Available from estimated lapses and balance" as follows: 1,483,544 changed to 1,083,544; and by changing the figures for "Funds from issuance of bonds" as follows: 3,600,000 changed to 4,000,000.

Further amend the bill by striking out in section 5 the words "three million six hundred thousand" and inserting in place thereof the words four million.

Further amend section 1 by changing the figures for "Total net appropriation for the fiscal year ending June 30, 1968" as follows: \$52,674,444 changed to \$53,024,444.

* * *

AMENDMENT

Amend section 1 of the bill as follows:

Amend the appropriation for legislative branch by striking out the same and inserting in place thereof the following:

A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including \$212,500 for the office of legislative budget assistant, \$75,000 for the office of legislative services, and \$18,500 for the office of research analyst to the senate finance committee as follows: (Salary of legislative budget assistant \$17,680, Other expenditures \$199,320†), (Legislative services — Other expenditures \$86,000), (Office of research analyst to senate finance committee — Other expenditures \$19,500) :

\$780,375

Travel and expenses authorized by RSA 14-A:3

(Supp.) *

12,500

Legislative council*	5,000
Council of state governments	4,625
	<hr/>
Total for legislative branch	\$802,500
	<hr/> <hr/>

†In this appropriation \$6,000, or so much as necessary, may be expended by the legislative budget assistant for an audit of the state treasury. The legislative budget assistant may designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of paragraph II, section 31, chapter 14, RSA, whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

The legislative budget assistant shall, when overtime or temporary assistance is necessary, obtain such assistance and determine the compensation therefor.

*This appropriation shall not lapse at June 30, 1968.

Note: The fiscal committee of the general court is hereby directed to study and report its recommendations to the 1969 general court relative to the method and form of making the legislative appropriation, considering but not being limited to the advisability of making such appropriation in line item or program budgeting or in any method it shall discover or may have brought to its attention or any combination thereof.

Amend the appropriation For judicial branch: For supreme court, by striking out the same and inserting in place thereof the following:

For supreme court:

Salaries of justices	\$114,115
Salary of clerk-reporter	15,307
Other personal services:	
Permanent	12,580
Other	1,600
	<hr/>
Total	\$143,602
Current expenses	5,900
Travel:	
In state	2,200

Out of state	1,750
Equipment	5
Other expenditures:	
N. H. supreme court reports*	6,500
Total	<u>\$159,957</u>
Less estimated revenue	650

Net appropriation \$159,307

*The funds in this appropriation shall not lapse but shall be available for expenditure in the following year.

Amend the appropriation For executive branch: Office of governor, by striking out the same and inserting in place thereof the following:

Office of governor:

Salary of governor	\$30,000
Other personal services:	
Other†	62,573

Total	<u>\$92,573</u>
Current expenses	9,000

Travel:

In state*	2,500
Out of state	2,000
Equipment	1,000

Other expenditures:

Contingent fund	15,000
Governor's special fund**	17,000
Trainee program	16,600
New England governor's council	8,000
Emergency fund	75,000
Operating budget contingent fund***	125,000

Total \$363,673

Further amend the appropriation For executive branch: Office of economic opportunity by striking out the same and inserting in place thereof the following:

Office of economic opportunity:

Personal services:

Other	\$49,850
Current expenses	6,500

Travel:

In state	3,500
Out of state	900

Other expenditures:

VISTA transportation	7,260
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Total	\$68,010
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Less estimated federal grant	56,010
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Net appropriation	12,000
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Further amend appropriation For executive branch, by changing the figures for "Total for executive branch" as follows: 354,350 changed to 408,923.

Amend the appropriation For administration and control, Division of budget and control by striking out the same and inserting in place thereof the following:

For administration and control:

Division of budget and control:

Salary of comptroller	\$17,620
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Salary of business supervisor	13,560
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Salary of assistant business supervisors	34,382
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Other personal services:

Permanent	9,347
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Other	2,500
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Total	\$77,409
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Current expenses	4,000
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Travel:

In state	500
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Out of state	500
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Equipment	2,090
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Other expenditures:

Firemen's relief	4,000
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League of N. H. arts and crafts	10,000
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New England board of higher education:

Expenses	11,203
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Grants	50,000
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Oasi contributions:

State employees	760,000
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Teachers	685,000
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Total	\$1,604,702
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Further amend the appropriation For administration and control: Former post office building by striking out the same and inserting in place thereof the following:

Former post office building:

Personal services:

Permanent	\$12,340
Other	300

Total	\$12,640
Current expenses	14,509

Total	\$27,149
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Total for division of buildings and grounds 375,516

Further amend the appropriation For administration and control, by changing the figures for "Total for administration and control" as follows: 2,331,797 changed to 2,333,148.

Amend the appropriation For agriculture: Office of commissioner, by striking out the same and inserting in place thereof the following:

Office of commissioner:

Salary of commissioner	\$13,385
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Other personal services:

Permanent	47,298
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Total	\$60,683
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Current expenses	14,475
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Travel:

In state	3,800
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Out of state	1,800
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Other expenditures:

Feed, seed and fertilizer analytical services	28,560
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Agricultural marketing and research program	1,200
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Total	\$110,518
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Less estimated federal funds	7,500
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Net appropriation	\$103,018
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Further amend the appropriation For agriculture, by changing the figures for "Total for department of agriculture" as follows: 396,413 changed to 401,413.

Amend the appropriation For attorney general's department by changing the words "Salaries of five assistant attorneys general" to Salaries of four assistant attorneys general.

Amend the appropriation For department of health & welfare: Office of commissioner of health & welfare: by inserting at the end of the section the following:

Note: The incumbent occupying the unclassified position of Business Supervisor prior to the effective date of this act shall have transferred with him to the new classified position of Business Supervisor the equivalent amount of accrued annual and sick leave credits as authorized classified personnel.

Further amend the appropriation For department of health & welfare: Division of public health services: Maternal child health and crippled children's services, by striking out the same and inserting in place thereof the following:

Maternal child health and crippled children's services:

Personal services:

Permanent	\$66,408
Other	44,000

Total	\$110,408
Current expenses	125,000

Travel:

In state	2,200
Equipment	510

Other expenditures:

Children's program	25,000
Cystic fibrosis	10,000
Rehabilitation*	120,000
Poison information center	3,700

Total	\$396,818
Less estimated federal funds	280,200

Net appropriation	116,618
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*The division of investigation of accounts shall investigate the payment ability of liable persons as provided by RSA 8:40.

Expenditure of this appropriation contingent upon 50-50 matching federal funds.

Further amend said appropriation For department of health & welfare: Division of public health services: Laboratory services, by striking out the same and inserting in place thereof the following:

Laboratory services:

Personal services:

Permanent	\$87,907
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Other	28,000
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Total	\$115,907
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Current expenses	25,000
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Total	\$140,907
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Less estimated federal funds	55,000
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Net appropriation	85,907
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Further amend said appropriation For department of health & welfare: Division of public health services, by striking out the word "Total" and the figures 913,202; by further striking out the words "Less amount of estimated federal grants not applied above" and the figures 54,600; and by further changing the figures for "Net appropriation for the division of public health" as follows: 858,602 changed to 913,202. Further amend said appropriation For department of health & welfare: Division of public health services, by changing the figures for "Total for division of public health services" as follows: 1,593,284 changed to 1,647,884.

Further amend the appropriation For department of health & welfare: Division of public welfare: Administration: by striking out the words and figures "Operational costs (title XIX) 102,050" and by changing the figures for "Total" of said paragraph as follows, 642,711 changed to 540,661.

Further amend the appropriation For department of health & welfare: Division of public welfare: Old age assistance, by changing the figures for "State's share" as follows: 886,661 changed to 686,661; and further change the figures for "Net appropriation" of said subsection as follows: 786,661 to 586,661.

Further amend the appropriation For department of health & welfare: Division of public welfare, by adding after the subsection "Aid to permanently and totally disabled" the following new subsection:

Medical care to aged:‡	
State funds	300,000

‡This appropriation to be used to aid those people who were formally under Kerr-Mills and will not be eligible for aid to categorically needy or under Title XVIII.

Further amend the appropriation For department of health & welfare: Division of public welfare, by striking out all after the subsection Medical care to aged, as inserted above, and in place thereof insert the following:

Medical care and services:

Categorically needy	\$2,487,419	
Less local share	195,660	
Less federal share	1,497,351	

Net appropriation		794,408
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Total for division of welfare	\$4,890,781
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Less town and county share of oasi administration	\$10,000
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Less transfer re administration from federal grants	1,040,410
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Less recoveries from past medical aid to aged	3,000	1,053,410
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Net appropriation for division of welfare	3,837,371
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*For the fiscal year ending June 30, 1968 the share which a county or town must reimburse the state for aid to totally and permanently disabled persons for which such county or town is liable shall be thirty-five percent. Provisions of law inconsistent with the provisions hereof are hereby suspended until June 30, 1968.

Further amend the appropriation For department of health & welfare: Division of mental health: Office of director: Other expenditures: Grants to community mental health services, by inserting an asterisk after the word "services" and the following note at the end of said subsection:

*These funds shall be expended for no other purpose, shall be non-lapsing in the first year of the biennium, and if sufficient funds are not available for both years of the biennium for full implementation, these funds shall be prorated.

Further amend the appropriation For department of health and welfare: Division of mental health: New Hampshire hospital: Administration: Research, by changing the figures for "Other expenditures" as follows: 15,000 changed to 38,000. Further amend the subsection for New Hampshire hospital by changing the following figures: "Total for New Hampshire hospital" changed from 6,800,319 to 6,823,319; and "Net appropriation" changed from 6,736,819 to 6,759,819.

Further amend the appropriation For department of health & welfare by changing the following figures: "Total for division of mental health" changed from 9,808,757 to 9,831,757; and "Total for department of health and welfare" changed from 15,251,721 to 15,317,012.

Amend the appropriation For board of registration in medicine by striking out same and inserting in place thereof the following:

For board of registration in medicine:

Personal services:

Other	\$1,520
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Current expenses	2,200
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Travel:

In state	300
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Out of state	300
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Total for board of registration in medicine	<u>\$4,320</u>
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Amend the appropriation For resources and economic development: Office of the commissioner, by striking out the same and inserting in place thereof the following:

For resources and economic development:

Office of commissioner:

Administration, warehouse and graphic arts:

Salary of commissioner	\$15,000
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Other personal services:

Permanent	182,472
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Other	8,400
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Total	<u>\$205,872</u>
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Current expenses	18,745	
Travel:		
In state	2,000	
Out of state	900	
Equipment	7,520	
	<hr/>	
Total		\$235,037
Design, development and maintenance:		
Personal services:		
Permanent	\$91,716	
Other	2,940	
	<hr/>	
Total	\$94,656	
Current expenses	4,975	
Travel:		
In state	1,500	
Out of state	150	
Equipment	2,104	
	<hr/>	
Total	\$103,385	
Less maintenance refunds	410	
	<hr/>	
Net appropriation		102,975
Community recreation service:		
Personal services:		
Permanent	\$8,862	
Other	1,500	
	<hr/>	
Total	\$10,362	
Current expenses	1,500	
Travel:		
In state	960	
Out of state	500	
Equipment	2,200	
	<hr/>	
Total		15,522
	<hr/>	
Total for office of commissioner		\$353,534

Further amend the appropriation For resources and economic development: Division of resources development: Forest improvement fund, by striking out the same and inserting in place thereof the following:

Forest improvement fund:

Personal services:

Permanent	\$42,601
Other	16,903

Total	\$59,504
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Current expenses	2,000
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Travel:

In state	2,900
Out of state	75

Equipment	1,500
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Other expenditures:

Silviculture	3,327
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Total	69,306
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Further amend the appropriation For resources and economic development: Division of economic development: Administration: by striking out the same and inserting in place thereof the following:

Administration:

Salary of director	\$13,500
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Other personal services:

Permanent	15,326
Other	2,400

Total	\$31,226
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Current expenses	40,800
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Travel:

In state	1,250
Out of state	1,500

Equipment	90
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Other expenditures:

Regional associations*	35,000
Seacoast regional plan†	11,075
Eastern states exposition	18,300

Total	\$139,241
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*This appropriation shall be equally divided between the five regional associations.

†This appropriation shall not be transferred or expended for any other purpose.

Further amend the appropriation For resources and economic development: Division of economic development: Industrial development; by striking out same and inserting in place thereof the following:

Industrial development:

Salaries of three senior industrial agents	\$28,474†
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Other personal services:

Permanent	69,827
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Total	\$98,301
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Current expenses	13,000
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Travel:

In state	8,000
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Out of state	10,500
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Equipment	220
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Total	130,021
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†The new position of senior industrial agent included herein, shall be appointed in the same manner as provided in RSA 12-A:13.

Further amend the appropriation For resources and economic development: Division of economic development, by changing the figures for "Total for division of economic development" as follows, 772,269 changed to 788,644.

Further amend the appropriation For resources and economic development: Urban planning assistance, by adding the following at the end of said appropriation:

Note: Authority is granted for the hiring of a temporary accountant I. Salary for this position shall be paid from funds within approved Federal Urban Planning Project and/or Federal Land and Water Conservation Projects, on a basis consistent with percentages authorized for each project.

Further amend the appropriation For resources and economic development: Division of parks, by striking out the same and inserting in place thereof the following:

Division of parks:

Administration:

Salary of director	\$13,800
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Other personal services:		
Permanent	26,861	
Other	3,000	
	<hr/>	
Total	\$43,661	
Current expenses	5,000	
Travel:		
In state	2,000	
Out of state	500	
Equipment	1,020	
Other expenditures:		
Park promotion	60,000	
	<hr/>	
Total		\$112,181
Self-supporting parks:		
Personal services:		
Permanent	\$420,104	
Other	170,000	
	<hr/>	
Total	\$590,104	
Current expenses*	147,000	
Travel:		
In state	710	
Out of state	350	
Equipment	25,000	
Other expenditures:		
Major repairs†	34,000	
	<hr/>	
Total		797,164

*This appropriation includes \$28,000 for insurance which shall not be transferred or expended for any other purpose.

†No part of this appropriation shall be transferred or expended for any other purpose. Travel expenses incidental to Major repair projects may be considered as a proper charge against this appropriation.

Service parks:

Personal services:

Permanent	\$81,425
Other	356,228
	<hr/>
Total	\$437,653

Current expenses	110,000	
Travel:		
In state	2,500	
Equipment	35,000	
Other expenditures:		
Major repairs†	40,000	
	<hr/>	
Total		625,153

†No part of this appropriation shall be transferred or expended for any other purpose. Travel expenses incidental to Major repair projects may be considered as a proper charge against this appropriation.

Bonds and interest:†

Chapter 254, Laws of 1953		
Issue of 1954	\$44,825	
Chapter 337, laws of 1955		
Issue of 1959	31,614	
Chapter 293, laws of 1957		
Issue of 1959	33,044	
Chapter 297, laws of 1959		
Issue of 1961	10,980	
Chapter 264, laws of 1961		
Issue of 1963	46,240	
Chapter 263, laws of 1961		
Issue of 1963	289,600	
Issue of 1965	318,400	
	<hr/>	
Total bonds and interest		774,703
Oasi, retirement and blue cross		26,310
Injured employees		2,500
		<hr/>
Total		\$2,338,011
Less revenue		1,819,600
		<hr/>

Net appropriation for division of parks 518,411

†No part of this appropriation shall be transferred or expended for any other purpose.

Note 1: Other provisions of law notwithstanding, no free passes shall be issued or honored for admittance to any state park, area or facility.

Note 2: Any balance in the recreation fund at June 30, 1968, shall be carried forward and applied to reduce the fiscal 1969 general fund appropriation for division of parks.

Further amend the appropriation For resources and economic development by changing the figures for "Total for department of resources and economic development" as follows: 2,067,510 changed to 2,111,725.

Amend the appropriation For department of safety: Initial plate fund*, by striking the footnote and inserting in place thereof the following:

*Other provisions of law notwithstanding, all expenditures from the initial plates and driver training funds shall be subject to budgeting limitations, and any balances in these funds shall not lapse.

Amend the appropriation For state library: State aid; by changing the figures for "Grants-in-aid to libraries" as follows: 20,000 changed to 30,500. Further amend said appropriation For state library: Library services and construction act: Title I, by changing the figures in the footnote indicated by an asterisk as follows: 29,297 changed to 29,307. Further amend said appropriation For state library, by changing the figures for "Total for state library" as follows: 296,141 changed to 306,641.

Amend the appropriation For higher education by striking out the same and inserting in place thereof the following:

For higher education fund:

University of New Hampshire:

Authorized expenditures	\$20,876,721
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Less estimated revenue:††	
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Board and room	2,843,775
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Tuition	4,214,250
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Federal funds	1,162,691
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Trust funds	312,847
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Auxiliary enterprises	1,276,200
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Other revenue	4,254,345
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Net appropriation	\$6,812,613
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Keene state college:

Authorized expenditures	\$3,183,163
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Less estimated revenue:††	
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Board and room	686,900
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Tuition	802,900
Federal funds	24,500
Auxiliary enterprises	170,000
Other revenue	434,200

Net appropriation	1,064,663
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Plymouth state college:

Authorized expenditures	\$2,777,471
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Less estimated revenue:††

Board and room	874,500
Tuition	676,075
Federal funds	35,200
Auxiliary enterprises	134,272
Other revenue	194,700

Net appropriation	862,724
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Total for higher education fund*	\$8,740,000
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For extension work in counties	\$111,400
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††Actual revenue received in excess of estimates may be expended with prior approval of governor and council.

*For the fiscal year ending June 30, 1968, the millage formula provided by RSA 187:24 is hereby suspended and the sums hereby appropriated shall be the total appropriation for the university of New Hampshire, Plymouth state college, and Keene state college, and shall be in lieu of requirements for appropriation under said RSA 187:24.

Amend the appropriation For board of education: Administration, by striking out the same and inserting in place thereof the following:

For board of education:

Administration:

Salary of commissioner	\$16,920
Salary of deputy commissioner	13,676
Other personal services:	
Permanent*	230,458
Other	1,500

Total	\$262,554
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